



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Road Transport and Highways)

जी-5 एवं 6, सेक्टर-10, द्वारका, नई दिल्ली-110075

G-5 & 6, Sector-10, Dwarka, New Delhi-110075

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NHAI/KNT/ Belgaum-Sankeshwar Bypass/Pkg-I/2022/97700

Dated : 07.01.2022

To,
All the Bidders,
(as per list attached)

Sub: Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka on EPC mode under Bharatmala Pariyojana (Package-I) - **Result of Preliminary Technical Evaluation -reg.**

Ref: NIT no. NHAI/KNT/Belgaum - Sankeshwar Bypass/Pkg-I/2021-22 dated 16.08.2021

This has reference to the above mentioned subject project for which the bid was invited vide NIT No. NHAI/KNT/Belgaum - Sankeshwar Bypass/Pkg-I/2021-22 dated 16.08.2021. The Online Technical bids for the subject project were opened on 24.11.2021 at 11:30 AM at NHAI HQ. This is for all Concerned bidders that the bids submitted by their firms for the subject project have been evaluated and the results of preliminary technical evaluation are as under:-

Sl. No	Bidders	Whether Satisfying minimum Criteria of TTC (Rs. 1187.76 Cr.) for category 1,2,3 &4 required as per RFP	Whether Satisfying minimum criteria of Eligible Projects (Rs. 237.55 Cr) in Category 1 and/or Category 3 in last 5 years from at least one similar work as per RFP	Whether Satisfying minimum criteria of Net Worth (Rs. 59.39 Cr) required for Financial Capacity	Remarks
1	Larsen & Toubro Limited	10296.54	1733.46	59921.04	Qualified
2	Roadway Solutions India Infra Limited	1369.85	249.97	621.88	Qualified
3	Joint stock Company Industrial Association Vozrozhdenie	Disqualified as Bidder has not submitted the required apostilled documents required as per clause 2.11.1 (n) of RFP. Against the queries no clarification received from the bidder.			
4	J M Mhatre Infra Pvt. Ltd -Thakur Infraprojects Pvt. Ltd. (JV)	1907.72	702.92	596.68	Qualified
	J M Mhatre Infra Pvt. Ltd	1361.43		381.29	

(Signature)

	Thakur Infraprojects Pvt. Ltd	546.29		215.39	
5.	APCO Infratech Private Limited	2150.17	781.00	1451.39	Qualified
6.	JSP Projects Pvt Ltd	1458.99	333.90	147.37	Qualified
7.	Krishna Constellation Private Limited	1812.97	435.15	64.31	Qualified
8.	DRN Infrastructure Private Limited	1553.41	350.14	164.73	Qualified
9.	G R Infraprojects Limited	9031.94	1087.07	3537.63	Qualified
10.	Patel Infrastructure Ltd.	3479.34	971.71	666.82	Qualified
11	BSCPL Infrastructure Limited	1415.93	282.38	1089.60	Qualified
12.	CDS Infra Projects Limited	1294.54	397.47	253.68	Qualified
13.	Gawar Construction Limited	2577.14	2189.06	554.40	Qualified
14.	Reliance Infrastructure Limited	3060.01	1774.00	4699.76	Qualified
15.	NSPR Constructions (India) Pvt. Ltd.- BVS R Constructions Pvt. Ltd. (JV)	2760.57	545.20	302.83	Qualified
	NSPR Constructions (India) Pvt. Ltd.	956.37		102.07	
	BVS R Constructions Pvt. Ltd.	1804.20		200.76	
16.	SRC Infra Developers Private Limited	1349.63	357.54	141.14	Qualified
17.	Atlas Constructions Pvt. Ltd.- Vijai Constructions (india) Pvt. Ltd. (JV)	1690.65	283.82	226.54	Qualified
	Atlas Constructions Pvt. Ltd.	790.63		119.70	
	Vijai Constructions (india) Pvt. Ltd.	900.02		106.84	
18.	M.S. Khurana Engineering Limited- Madhav Infra Projects Limited (JV)	1355.01	208.56 Evaluated as bidder fails to meet the criteria under Clause 2.2.2.2	241.27	Disqualified
	M.S. Khurana Engineering Limited	952.08		138.03	

625 410

	Madhav Infra Projects Limited	402.92	(ii) of RFP	103.24	
19.	GHV (India) Pvt. Ltd.	1704.23	1678.40	276.57	Qualified
20.	KCC Buildcon Private Limited	2488.05	247.00	465.19	Qualified
21.	NKC Projects Pvt. Ltd.	2504.05	318.69	187.29	Qualified
22.	Ashoka Buildcon Limited	4621.54	1004.51	3006.73	Qualified
23.	Dineshchandra R Agrawal Infracon Pvt. Ltd	1421.90	1151.00	776.96	Qualified
24.	PNC Infratech Ltd	2519.15	1799.35	2908.47	Qualified
25.	Kalyan Toll Infrastructure Limited- Shelke Construction (JV)	1137.91	No project having EPC more than Required experience of Rs.237.55 Crore	796.25	Disqualified as bidder fails to meet the criteria under Clause 2.2.2.2 (ii) of RFP
	Kalyan Toll Infrastructure Limited (LM)	1032.64		784.63	
	Shelke Construction (OM)	105.27		11.62	
26.	Dilip Buildcon Limited	1990.95	732.90	3917.20	Qualified
27.	Varindera Constructions Limited - Varaha Infra Limited (JV)	1428.15	320.00	340.58	Qualified
	Varindera Constructions Limited	799.41		176.64	
	Varaha Infra Limited	628.75		163.94	
28.	Shri S.M. Autade Pvt. Ltd	1445.14	324.68	142.58	Qualified
29.	HG Infra Engineering Limited	1579.41	503.27	1032.21	Qualified
30.	Ravi Infrabuild Projects Pvt. Ltd	1954.05	271.38	155.00	Qualified
31.	Montecarlo Limited	3990.61	477.90	1090.12	Qualified

2. The detailed evaluation report are enclosed at Annexure-I. The detailed evaluation is being uploaded on NHAI website. You are requested to submit your comments within 7 days i.e, 13.01.2022 upto 05:00 PM as per Clause 2.19 of RFP. If no comments are received by due date, financial bid of technically qualified bidders shall be opened.

Yours faithfully,


(Sandeep Agrawal)
General Manager (T)-KNT

Sub: Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka on EPC mode under Bharatmala Pariyojana (Package-I) -List of bidders-reg.

Sr. No.	Name of Bidders
1.	M/s APCO Infratech Pvt. Ltd.
2.	M/s ASHOKA BUILDCON LTD
3.	M/s Atlas Constructions Pvt. Ltd. in Joint Venture with Vijai Construction (India) Private Limited
4.	M/s BSCPL Infrastructure Limited
5.	M/s CDS Infra Projects Limited
6.	M/s Dilip Buildcon Limited
7.	M/s Dineshchandra R. Agrawal Infracon Pvt. Ltd.
8.	M/s DRN Infrastructure Pvt. Ltd.
9.	M/s G R Infraprojects Limited
10.	M/s Gawar Construction Limited
11.	M/s GHV (India) Private Limited
12.	M/s H. G. Infra Engineering Limited
13.	M/s J M Mhatre Infra Pvt. Ltd.
14.	M/s Joint Stock Company "Industrial Association "Vozrozhdenie"
15.	M/s JSP Projects Pvt. Ltd.
16.	M/s Kalyan Toll Infrastructure Limited
17.	M/s KCC Buildcon Private Limited
18.	M/s Krishna Constellation Pvt. Ltd.
19.	M/s Larsen & Toubro Limited
20.	M/s M.S. Khurana Engineering Limited in Joint Venture with Madhav Infra Projects Ltd.
21.	M/s Montecarlo Limited
22.	M/s NKC Projects Private Limited
23.	M/s NSPR Constructions (India) Pvt. Ltd.
24.	M/s Patel Infrastructure Limited
25.	M/s PNC Infratech Limited
26.	M/s Ravi Infrabuild Projects Pvt. Ltd.
27.	M/s Reliance Infrastructure Limited
28.	M/S Roadway Solutions India Infra Limited
29.	M/s Shri S.M. Autade Pvt. Ltd.
30.	M/s SRC Infra Developers Private Limited
31.	M/s VARINDERA Constructions Limited in Joint Venture with VARAHA INFRA Limited

6/11/20



SRB Consultancy Pvt. Ltd.

B-220, Ground Floor, Chittaranjan Park,
New Delhi-110019
Tel. : 011-41601983, 41639972

To,

7th January 2022

Mr. Sandeep Agrawal
General Manager - Technical
National Highways Authority of India
G-5 & 6, Sector-10, Dwarka,
New Delhi – 110075

Sub: Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka under Bharatmala Pariyojana (Package-I) on EPC mode. –
Final Technical Evaluation Report - reg.

Dear Sir,

Kindly refer to the appointment of **SRB Consultancy Pvt. Ltd.** as the Financial Consultant for the above captioned project.

We hereby submit our Final Technical Evaluation Report for the project **“Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka under Bharatmala Pariyojana (Package-I) on EPC mode”** based on the bid submitted to the Authority and the replies in response to the clarification sought by the Authority..

Please feel free to contact us in case you require any clarifications.

Thanks & regards,

Yours Truly

For SRB Consultancy (P) Ltd.

Sanjay K
Sanjay Kumar
Authorised Signatory

SRB Consultancy Pvt. Ltd.

Email - nhaiprojects@consultsrb.com



NATIONAL HIGHWAYS AUTHORITY OF INDIA

FINAL EVALUATION REPORT

Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka on Engineering, Procurement & Construction (EPC) Mode under Bharatmala Pariyojana (Package-I).

**JANUARY
2022**

SRB Consultancy Pvt. Ltd.

DISCLAIMER

This report has been prepared by **SRB Consultancy Pvt. Ltd.**, specifically for National Highways Authority of India ("NHAI") and contains proprietary and confidential information for evaluation of "**Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka on Engineering, Procurement & Construction (EPC) Mode under Bharatmala Pariyojana (Package-I).**" This report has been prepared by **SRB Consultancy Pvt. Ltd.** based on the requisites of the RFP issued for this Project and the Applications submitted by the Applicants for the Project, as provided to us by NHAI. In the evaluation of the RFP, we have taken into consideration of the information provided by the bidder in their submission to the authority and the work performed by us is not in the nature of audit or due-diligence. This report is furnished on strictly confidential basis and is for the sole use of the person /organization to which it is addressed. Neither this report, nor the information contained herein, may be reproduced or passed to any other person or used for any other purpose other than stated above and the same should be read along with the RFP issued for this Project for full understanding.

It is hereby clarified that in no event, SRB Consultancy Pvt. Ltd. be responsible for any unauthorized use of this document or be liable for any loss or damage, whether direct, indirect or consequential, that may be suffered or incurred by any party other than NHAI, arising out of or in connection with the same.

This report is provided on the basis that it is for the use of NHAI only and that it will not be copied or disclosed to any third party or otherwise quoted or referred to, in whole or in part. Furthermore, we will not be bound to discuss, explain, or reply to queries raised by any agency other than the intended recipient of this report.

For SRB Consultancy (P) Ltd.
Sanyal K
Authorised Signatory

I.PROLOGUE

SRB Consultancy Pvt. Ltd., Orissa has been appointed by the Authority for the evaluation of **“Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka on Engineering, Procurement & Construction (EPC) Mode under Bharatmala Pariyojana (Package-I).”**

The Authority is engaged in the development, maintenance and management of National Highways/Roads and as part of this endeavor, the Authority has decided to undertake **“Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka on Engineering, Procurement & Construction (EPC) Mode under Bharatmala Pariyojana (Package-I)”**, and has decided to carry out the bidding process for selection of a bidder to whom the Project may be awarded.

The Authority has adopted a single stage two-part system (referred to as the "Bidding Process") for selection of the Bidder for award of the Project. Under this process, the bid shall be invited under two parts i.e., Technical and Financial. Eligibility and qualification of the Bidder will be first examined based on the details submitted online on the E-tender portal under first part (Technical Bid) with respect to eligibility and qualifications criteria prescribed in this RFP (the “Bidder”, which expression shall, unless repugnant to the context, include the members of the Joint Venture). Under the Second Part, the Financial Bids of only those Bidders will be opened whose Technical Bids have been found and declared as responsive to the eligibility and qualifications requirements as per this RFP. However, the Authority reserves its right to take necessary action against the applicant in whose case any discrepancy has been found in its submission of scanned documents on the E-Tendering Portal when compared to the physical submission of the Original Documents. As a matter of fact, our report on the Technical & Financial Evaluation of Bid and declaration of results by the Authority thereof shall be done based only on the documents received online.

The Authority has invited applications for the project with the bid due date of **23.11.2021** and has received total no of 31 (Thirty-One) bids which are reflected on Government e-procurement Portal.

For SRB Consultancy (P) Ltd.
Sanyal K

RESPONSE TO RFP

The Request for Proposal (RFP) was floated with the bid due date of **23.11.2021** and accordingly, the Authority has received 31 (Thirty one) bids comprising individual till 1100 hours on **23.11.2021** i.e. Last date for submission of Applications on the E-Tender Portal of NHA. The following applications have been received:

S. No.	Name of the Applicant	Type of Applicant (Single Entity/JV)
1.	Larsen & Toubro Limited	Single Entity
2.	Roadway Solutions India Infra Limited	Single Entity
3.	Joint stock Company Industrial Association Vozrozhdenie	Single Entity
4.	J M Mhatre Infra Pvt. Ltd – Thakur Infraprojects Pvt. Ltd.	JV
5.	APCO Infratech Private Limited	Single Entity
6.	JSP Projects Pvt Ltd	Single Entity
7.	Krishna Constellation Private Limited	Single Entity
8.	DRN Infrastructure Private Limited	Single Entity
9.	G R Infraprojects Limited	Single Entity
10.	Patel Infrastructure Ltd.	Single Entity
11.	BSCPL Infrastructure Limited	Single Entity
12.	CDS Infra Projects Limited	Single Entity
13.	Gawar Construction Limited	Single Entity
14.	Reliance Infrastructure Limited	Single Entity
15.	NSPR Constructions (India) Pvt. Ltd.- BVSR Constructions Pvt. Ltd. (JV)	JV
16.	SRC Infra Developers Private Limited	Single Entity
17.	Atlas Constructions Pvt. Ltd.- Vijai Constructions (india) Pvt. Ltd. (JV)	JV
18.	M.S. Khurana Engineering Limited- Madhav Infra Projects Limited (JV)	JV
19.	GHV (India) Pvt. Ltd.	Single Entity

S. No.	Name of the Applicant	Type of Applicant (Single Entity/JV)
20.	KCC Buildcon Private Limited	Single Entity
21.	NKC Projects Pvt. Ltd.	Single Entity
22.	Ashoka Buildcon Limited	Single Entity
23.	Dineshchandra R Agrawal Infracon Pvt. Ltd	Single Entity
24.	PNC Infratech Ltd	Single Entity
25.	Kalyan Toll Infrastructure Limited- Shelke Construction (JV)	JV
26.	Dilip Buildcon Limited	Single Entity
27.	Varindera Constructions Limited- Varaha Infra Limited (JV)	JV
28.	Shri S.M. Autade Pvt. Ltd	Single Entity
29.	HG Infra Engineering Limited	Single Entity
30.	Ravi Infrabuild Projects Pvt. Ltd	Single Entity
31.	Montecarlo Limited	Single Entity

For SR3 Consultancy (P) Ltd.
Sanyal K
Authorized Signatory

II. QUALIFICATION REQUIREMENTS;

	S.N	Particulars	Amount (Rs. in Cr.)
	1	Estimated Project Cost	1187.76
	2	Minimum Technical Capacity required (For Category 1, 2, 3 & 4) as per clause 2.2.2.2(i)	1187.76
In case of JV	(i)	For Lead Member minimum Technical Capacity required (For Category 1, 2, 3 & 4) for Lead Member to fulfill as per clause 2.2.2.4(i)	712.66
	(ii)	For Other Member Minimum Technical Capacity required (For Category 1, 2, 3 & 4) as per clause 2.2.2.4(i)	237.55
	3	Minimum required amount of COMPLETED Eligible Projects in Category 1 and/or Category 3 from at least one similar work as per clause 2.2.2.2 (ii) & 2.2.2.4(ii)	237.55
	4	For Mandatory Experience as per Clause 2.2.2.2(iii) of RFP,	NA
	5	Minimum Financial capacity for Net Worth required as per clause 2.2.2.3	59.39
In case of JV	(i)	For Lead Member Minimum Financial Capacity for Net Worth required to fulfill as per clause 2.2.2.4(i)	35.63
	(ii)	For Other Member Minimum Financial Capacity For Net Worth required to fulfill as per clause 2.2.2.4(i)	11.88
	6	Minimum Financial Capacity for Average Annual Turnover required as per Clause 2.2.2.3(ii)	178.16
In case of JV	(i)	For Lead Member Minimum Financial Capacity for Average Annual Turnover required to fulfill as per clause 2.2.2.4(i)	106.90
	(ii)	For Other Member Minimum Financial Capacity for Average Annual Turnover required to fulfill as per clause 2.2.2.4(i)	35.63
	7	Minimum Required Bid Capacity as per clause 2.2.2.1	More than 1187.76
In case of JV	(i)	Minimum Required Bid Capacity for Lead Member to fulfill as per clause 2.2.2.4(i)	712.66

	(ii)	Minimum Required Bid Capacity for Other Member to fulfill as per clause 2.2.2.4(i)	237.55
1.			
	(i)	For a project to qualify as a Eligible Project under Category 1&2, the Capital Cost of the project should be more than (as per clause 2.2.2.6(c))	59.39
	(ii)	For a project to qualify as an Eligible Project under Category 1&2 , minimum percentage required of equity during the entire year for which Eligible Experience is being claimed;	26%
	(iii)	Minimum required amount of self constructed project by the Bidder for a project to qualify as a Eligible Project under Category 1&2 (as per clause 2.2.2.6 (d))	one half of the Project Cost of eligible projects as defined in clause 2.2.2.6
	9	For a project to qualify as a Eligible Project under Category 3&4 , the receipt / payments of the project should be more than (as per clause 2.2.2.6(ii))	59.39

Submission in support of Technical Capacity (Clause 2.2.2.7 of RFP)

- (i) The Bidder should furnish the details of Eligible Experience for the last 5 (five) financial years immediately preceding the Bid Due Date.
- (ii) The Bidder must provide the necessary information relating to Technical Capacity as per format at Annex-II of Appendix-IA.
- (iii) The Bidder should furnish the required Project-specific information and evidence in support of its claim of Technical Capacity, as per format at Annex -IV of Appendix-IA.

Submission in support of financial capacity (Clause 2.2.2.8 of RFP)

- (i) The Technical Bid must be accompanied by the Audited Annual Reports of the Bidder (of each Member in case of a Joint Venture) for the last 5 (five) financial years, preceding the year in which the bid is submitted.
- (ii) In case the annual accounts for the latest financial year are not audited and therefore the Bidder cannot make it available, the Bidder shall give an undertaking to this effect and the statutory auditor shall certify the same. In such a case, the

Bidder shall provide the Audited Annual Reports for 5 (five) years preceding the year for which the Audited Annual Report is not being provided.

- (iii) The Bidder must establish the minimum Net Worth specified in Clause 2.2.2.3, and provide details as per format at Annex-III of Appendix-IA.

The Bidder shall enclose with its Technical Bid, to be uploaded on e-tendering Portal, submitted as per the format at Appendix-IA, complete with its Annexes, the following (Clause 2.2.2.9 of RFP):

- (i) Certificate(s) from its statutory auditors or the concerned client(s) stating the payments received or in case of a PPP project, the construction carried out by itself, during the past 5 years, in respect of the Eligible Projects. In case a particular job/ contract has been jointly executed by the Bidder (as part of a Joint Venture), it should further support its claim for the payments received or construction carried out by itself in PPP Projects as applicable the share in work done for that particular job/ contract by producing a certificate from its statutory auditor or the client; and
- (ii) Certificate(s) from its statutory auditors specifying the net worth of the Bidder, as at the close of the preceding financial year, and also specifying that the methodology adopted for calculating such net worth conforms to the provisions of this Clause 2.2.2.9 (ii). For the purposes of this RFP, net worth (the “**Net Worth**”) shall mean the aggregate value of the paid-up share capital and all reserves created out of the profits and securities premium account, after deducting the aggregate value of the accumulated losses, deferred expenditure and miscellaneous expenditure not written off, as per the audited balance sheet, but does not include reserves created out of revaluation of assets, write-back of depreciation and amalgamation.

For SR3 Consultancy (P) Ltd.
Sanyay Kr
Authorized Signatory

SUBMISSION REQUIREMENT (CLAUSE 2.11.2 OF RFP)

The Lowest Bidder shall be required to submit original of documents listed below (before issuance of Letter of Acceptance (LOA) by the Authority:

- a. Original Power of Attorney for signing the BID as per format at Appendix-III;
- b. if applicable, Original Power of Attorney for Lead Member of Joint Venture as per the format at Appendix-IV;
- c. if applicable, Original Joint Bidding Agreement for Joint Venture as per the format at Appendix-V;
- d. Original Bid Securing Declaration in the format at Appendix-II;
- e. Deleted
- f. Deleted
- g. Bidder shall comply with the provisions of NHA/Policy Guidelines/Vigilance/2020 Policy Circular No.: 5.8 dated 29th December 2020 issued by NHA (Appendix-VI) regarding adoption of Integrity Pact (IP) and the Integrity Pact (IP) duly signed by Authorised signatory shall be submitted by the Bidder with the RFP Bid & shall be part of the Contract Agreement;
- h. An undertaking from the person having PoA referred to in Sub. Clause-(a) above that they agree and abide by the Bid documents uploaded by NHA and amendments uploaded, if any
- i. Copy of original of experience certificates apostille at foreign origin;
- j. Certificate regarding Compliance with Restrictions under Rule 144 (xi) of the General Financial Rules (GFRs) as per format given in Appendix-IX shall be submitted by the Bidder with the RFP Bid duly signed by Authorised signatory & shall be part of the Contract Agreement; and
- k. Copy of Registration from the Competent Authority as defined in Public Procurement Order No. F. No. 6/18/2019-PPD dated 23rd July 2020, if applicable (to be submitted by the "Bidder from a country which shares a land border with India")

For SR3 Consultancy (P) Ltd.
Sanyal K
Authorised Signatory

Technical Bid (Clause 2.11.1 of RFP)

The Bidder shall first upload on CPPP Portal i.e. NHAI's e-Tendering and BIMS portal all the project details, net worth details, turnover details, bridge and tunnel details and all other details required in this RFP for technical qualification. The Bidder shall ensure that all the details are updated as on the due date of submission of this bid.

The Bidder shall then apply for the RFP on the CPPP website <https://etenders.gov.in> and BIMS portal <https://bims.gov.in> by submitting the documents mentioned below along with the supporting documents which shall comprise of the Technical BID on the CPPP portal and BIMS Portal:

- a. Appendix-IA (Letter comprising the Technical Bid) including Annexure I-VI and supporting certificates / documents.
- b. Power of Attorney for signing the BID as per the format at Appendix-III;
- c. if applicable, Power of Attorney for Lead Member of Joint Venture as per the format at Appendix-IV;
- d. if applicable, Joint Bidding Agreement for Joint Venture as per the format at Appendix-V;
- e. Bid Securing Declaration in the format at Appendix-II;
- f. Copy of Online receipt towards the payment of cost of Bid document of Rs. 1,20,000 (Rupees one lakh twenty thousand only) in Authority's designated bank account;
- g. Bidder shall comply with the provisions of NHAI/Policy Guidelines/Vigilance/2020 Policy Circular No.: 5.8 dated 29th December 2020 issued by NHAI (Appendix-VI) regarding adoption of revised Integrity Pact (IP) and the Integrity Pact (IP) duly signed by Authorised signatory shall be submitted by the Bidder with the RFP Bid & shall be part of the Contract Agreement;
- h. An undertaking from the person having PoA referred to in Sub. Clause-(b) above that they agree and abide by the Bid documents uploaded by NHAI and amendments uploaded, if any;

For SR3 Consultancy (P) Ltd.
Sanyal K
Authorised Signatory

- i. Annexure-VIII of Appendix – IA showing details of all ongoing project works (Ref Clause 10.3 (iv) of Document for EPC Agreement).
- j. Copy of Memorandum and Articles of Association, if the Bidder is a body corporate, and if a partnership then a copy of its partnership deed.
- k. Copies of duly audited complete annual accounts of the Bidder or of each member (in case of Joint Venture) for preceding 5 years;
- l. Copy of original of experience certificates apostille at foreign origin;
- m. Certificate regarding Compliance with Restrictions under Rule 144 (xi) of the General Financial Rules (GFRs) as per format given in Appendix-IX shall be submitted by the Bidder with the RFP Bid duly signed by Authorised signatory & shall be part of the Contract Agreement;
- n. Copy of Registration from the Competent Authority as defined in Public Procurement Order No. F. No. 6/18/2019-PPD dated 23rd July 2020, if applicable (to be submitted by the “Bidder from a country which shares a land border with India”); and

Financial Bid

- o. Appendix-IB (Letter comprising the Financial Bid) shall be submitted online through e-procurement portal <http://etenders.gov.in> on or before 1100 hrs IST on 23.11.2021

For SR3 Consultancy (P) Ltd.
Sanyal K
Authorised Signatory

BID EVALUATION PROCESS

The bid received within the proposal due date was opened by the Authority and has been evaluated in two steps. Namely:

- A. The Test of Responsiveness of the Bids received
- B. Detailed scrutiny of the Technical Bids of the Bidders whose submissions have been found to be responsive.

Test of Responsiveness (TOR) (Clause 3.1.6 of RFP)

The bids have been reviewed with respect to the requirement of responsiveness as mentioned in clause 3.1.6 of the RFP. The Tests of Responsiveness had been performed exclusively on the basis of the bids submitted by the bidders.

As a first step towards evaluation of Technical BIDs, the Authority shall determine whether each Technical BID is responsive to the requirements of this RFP. A Technical BID shall be considered responsive only if:

- a. Technical BID is received online as per the format at Appendix-IA including Annexure I, II, III, IV, V, VI (Bid Capacity format) and VIII;
- b. Deleted
- c. Technical Bid is accompanied by the BID Securing Declaration as specified in Clause 1.2.4 and 2.20;
- d. The Power of Attorney is uploaded on e-procurement portal as specified in Clauses 2.1.5;
- e. Power of Attorney for Lead Member of Joint Venture and the Joint Bidding Agreement is uploaded on e-procurement portal as specified in Clause 2.1.6, if so required;
- f. Technical Bid contains all the information (complete in all respects);
- g. Technical Bid does not contain any condition or qualification; and
- h. Copy of online receipt towards payment of cost of Bid document of Rs 1,20,000/- (Rupees one lakh twenty thousand only) in Authority's designated bank account is uploaded on e-procurement portal.

The Authority reserves the right to reject any Technical BID which is non-responsive and no request for alteration, modification, substitution or withdrawal shall be entertained by the Authority in respect of such BID.

After evaluation of Technical Bids, the Authority will publish a list of technically responsive Bidders whose financial bids shall be opened. The Authority shall notify other bidders that they have not been technically responsive. If any bidder who submitted a bid wishes to ascertain the reasons why its bid was not selected, such bidder may request an explanation from the Authority. The Authority shall promptly provide an explanation as to why its bid was not selected.

Guidelines for Evaluation

1. Wherever there are two or more interpretations of any particular issue, benefit of doubt is given to a bidder and clarifications are being sought for.
2. In case where the Bidder has claimed a project in a particular category, however which seems to fall under a different category (i.e. lower category) based on our evaluation and information submitted by the Bidder, we have considered the same in that different category if bidder is getting qualified otherwise clarifications are being sought for.
3. Statutory Auditor/Client Certificate for the experience in construction of Major Bridges/RoBs/Flyovers under Clause 2.2.2.2(ii) of RFP is considered if the relevant information required for evaluation purpose is available in the submitted format.
4. In some cases, the information has not been submitted in the format as per the RFP document; however, all the relevant information required for evaluation purpose is available in the submitted format or from some other format. We have considered such formats for the purpose of the evaluation. However, in case of certificates for category 1& 2 if the certificate does not specifically exclude the contribution of subcontractors or others, the same has not been considered.
5. Full Evaluation has been done. However, some of the eligible projects have not been considered if the Bidder meets the minimum threshold capability as per clause 2.2.2.2(i) of RFP with the rest of the projects.
6. We have not checked the authenticity of the persons signing the Bid. We have assumed that the signatures pertain to the person who has been named in the relevant document.
7. The bid due date for this project was 23.11.2021. Therefore, as per provisions of RFP (Instructions no. 6 of Annex-IV to Appendix-1A), the financial years which would qualify for evaluation purpose are 2016-17, 2017-18, 2018-19, 2019-20 & 2020-21.
8. Printed Annual Reports, MOA/AOA etc. has been considered even if these are not attested or notarized.
9. Full Evaluation of Projects has been done. However, in case eligibility of some projects claimed by the Bidder could not be established readily, such projects have not been considered if the

Bidder meets the minimum threshold capability as per clause 2.2.2.2(i) of RFP with the rest projects.

10. The completed project is required to be considered as per Clause 2.2.2.2(ii) of RFP. We have considered all those projects as "COMPLETED" which are commissioned/completed up to 31.03.2021 or the value of completed work is at least 90% as on up to 31.03.2021 and such completed value of work is equal to or more than 20% of the estimated Project cost. Other Projects are treated as Ongoing. In case of JV, anyone member is required to meet the criteria.
11. If the Bidder is satisfying the Bid Capacity requirement after considering full LOA/ Contract Value for assessment of value of "B", we have not checked the supporting client certificates.

If the Bidder has submitted Appendix-IX (Certificate regarding Compliance with Restrictions under Rule 144 (xi) of the General Financial Rules (GFRs) in reply to clarification sought, the same is considered as it does not have any material impact on technical evaluation.

Results of test of responsiveness for Bid Opening

During the evaluation of the bids, certain deviations were observed in the Bids in pursuance of the RFP. All the aforementioned deviations have been incorporated in the observations section of this report. Pursuant to receipt and evaluation of the replies from the bidder against the same, a detailed chart showing the overall financial standings of each bidder will be enclosed in the Final version of this report.

Our remarks on the replies to the clarification sought are attached with this report as Annexure-I

For SR3 Consultancy (P) Ltd.
Sanyal K
Authorized Signatory

Test of Responsiveness:

Sl. No	Name of the Applicant	Technical BID is received online as per the format at Appendix-IA including Annexure I – VI. and VIII	Technical Bid is accompanied by the BID Securing Declaration as specified in Clause 1.2.4 and 2.20	Technical Bid is accompanied by the Power of Attorney, POA for LM and JBA as specified in Clauses 2.1.5	Technical Bid contain all the information (complete in all respects)	Technical Bid does not contain any condition or qualification	Proof of Payment of Cost of Tender
1.	Larsen & Toubro Limited	Yes	Yes	Yes	Yes	Yes	Yes
2.	Roadway Solutions India Infra Limited	Yes	Yes	Yes	Yes	Yes	Yes
3.	Joint stock Company Industrial Association Vozrozhdenie	Yes	Yes	Yes	No*	Yes	Yes
4.	J M Mhatre Infra Pvt. Ltd – Thakur Infraprojects Pvt. Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
5.	APCO Infratech Private Limited	Yes	Yes	Yes	Yes	Yes	Yes
6.	JSP Projects Pvt Ltd	Yes	Yes	Yes	Yes	Yes	Yes
7.	Krishna Constellation Private Limited	Yes	Yes	Yes	Yes	Yes	Yes
8.	DRN Infrastructure Private Limited	Yes	Yes	Yes	Yes	Yes	Yes
9.	G R Infraprojects Limited	Yes	Yes	Yes	Yes	Yes	Yes
10.	Patel Infrastructure Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
11.	BSCPL Infrastructure Limited	Yes	Yes	Yes	Yes	Yes	Yes

Construction of 6 laning from Belgaum to Sankeshwar Bypass from Km. 515+000 to Km. 555+017 of NH-48 in the state of Karnataka on Engineering, Procurement & Construction (EPC) Mode under Bharatmala Pariyojana (Package-I).

Confidential

12.	CDS Infra Projects Limited	Yes	Yes	Yes	Yes	Yes	Yes
13.	Gawar Construction Limited	Yes	Yes	Yes	Yes	Yes	Yes
14.	Reliance Infrastructure Limited	Yes	Yes	Yes	Yes	Yes	Yes
15.	NSPR Constructions (India) Pvt. Ltd.- BVS R Constructions Pvt. Ltd. (JV)	Yes	Yes	Yes	Yes	Yes	Yes
16.	SRC Infra Developers Private Limited	Yes	Yes	Yes	Yes	Yes	Yes
17.	Atlas Constructions Pvt. Ltd.- Vijai Constructions (india) Pvt. Ltd. (JV)	Yes	Yes	Yes	Yes	Yes	Yes
18.	M.S. Khurana Engineering Limited- Madhav Infra Projects Limited (JV)	Yes	Yes	Yes	Yes	Yes	Yes
19.	GHV (India) Pvt. Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
20.	KCC Buildcon Private Limited	Yes	Yes	Yes	Yes	Yes	Yes
21.	NKC Projects Pvt. Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
22.	Ashoka Buildcon Limited	Yes	Yes	Yes	Yes	Yes	Yes
23.	Dineshchandra R Agrawal Infracon Pvt. Ltd	Yes	Yes	Yes	Yes	Yes	Yes
24.	PNC Infratech Ltd	Yes	Yes	Yes	Yes	Yes	Yes
25.	Kalyan Toll Infrastructure Limited- Shelke Construction (JV)	Yes	Yes	Yes	Yes	Yes	Yes
26.	Dilip Buildcon Limited	Yes	Yes	Yes	Yes	Yes	Yes

Confidential

27.	Varindera Constructions Limited- Varaha Infra Limited (JV)	Yes	Yes	Yes	Yes	Yes	Yes
28.	Shri S.M. Autade Pvt. Ltd	Yes	Yes	Yes	Yes	Yes	Yes
29.	HG Infra Engineering Limited	Yes	Yes	Yes	Yes	Yes	Yes
30.	Ravi Infrabuild Projects Pvt. Ltd	Yes	Yes	Yes	Yes	Yes	Yes
31.	Montecarlo Limited	Yes	Yes	Yes	Yes	Yes	Yes

For SRB Consultancy (P) Ltd.

Sanyal K

Authorised Signatory

III. Results of Qualification of the bidders

We have done the evaluation of the documents submitted by the Bidders in response to the Request for proposal as floated by the Authority and the replies which have been forwarded to us by NHA for evaluation. We have duly perused the same and our comments are enclosed herewith this Report.

Now, on the basis of above, Technical Threshold capability and Financial capacity of all the 31 (Thirty-One) Bidders are as under:

Sl. No.	Name of the Applicant	Technical Capacity in Category 1,2,3 & 4* (Rs. In crore) Clause 2.2.2.2(i)	Financial Capacity (Rs. In crore)- Clause 2.2.2.3(i)	One similar work completed in Category 1 and/ or 3 in last 5 years (Rs. In crore)- Clause 2.2.2.2(ii)	Average Annual Turnover (Rs. In crore) Clause 2.2.2.3(ii)	Assessed Available Bid Capacity (Rs. In crore)** Clause 2.2.2.1
	RFP Requirement	1187.76	59.39	237.55	178.16	1187.76
1.	Larsen & Toubro Limited	10296.54	59921.04	1733.46	76579.70	5678.28
2.	Roadway Solutions India Infra Limited	1369.86	621.88	249.97	425.37	4392.63
3.	Joint stock Company Industrial Association Vozrozhdenie	Non – Responsive*				
4.	J M Mhatre Infra Pvt. Ltd – Thakur Infraprojects Pvt. Ltd. (JV)	1907.72	596.68	702.92	1060.53	5389.95
	J M Mhatre Infra Pvt. Ltd	1361.43	381.29		726.49	3404.37
	Thakur Infraprojects Pvt. Ltd	546.29	215.39		334.04	1985.58
5.	APCO Infratech Private Limited	2150.17	1451.39	781.00	2868.05	18824.59

Sl. No.	Name of the Applicant	Technical Capacity in Category 1,2,3 & 4* (Rs. In crore) Clause 2.2.2.2(i)	Financial Capacity (Rs. In crore)- Clause 2.2.2.3(i)	One similar work completed in Category 1 and/ or 3 in last 5 years (Rs. In crore)- Clause 2.2.2.2(ii)	Average Annual Turnover (Rs. In crore) Clause 2.2.2.3(ii)	Assessed Available Bid Capacity (Rs. In crore)** Clause 2.2.2.1
RFP Requirement		1187.76	59.39	237.55	178.16	1187.76
6.	JSP Projects Pvt Ltd	1458.99	147.37	333.90	498.94	1797.26
7.	Krishna Constellation Private Limited	1812.97	64.31	435.15	715.66	2680.55
8.	DRN Infrastructure Private Limited	1553.41	164.73	350.14	812.39	4163.62
9.	G R Infraprojects Limited	9031.94	3537.63	1087.07	5120.42	25545.20
10.	Patel Infrastructure Ltd.	3479.34	666.82	971.71	1579.91	2417.75
11.	BSCPL Infrastructure Limited	1415.93	1089.60	282.38	1270.13	1314.00
12.	CDS Infra Projects Limited	1294.54	253.68	397.47	662.35	1687.34
13.	Gawar Construction Limited	2577.14	554.40	2189.06	3854.85	10627.73
14.	Reliance Infrastructure Limited	3060.01	4699.76	1774.00	7196.91	2203.26
15.	NSPR Constructions (India) Pvt. Ltd.- BVSR Constructions Pvt. Ltd. (JV)	2760.57	302.83	545.20	918.22	1729.43

For SRB Consultancy (P) Ltd.

Sanjay K

Sl. No.	Name of the Applicant	Technical Capacity in Category 1,2,3 & 4* (Rs. In crore) Clause 2.2.2.2(i)	Financial Capacity (Rs. In crore)- Clause 2.2.2.3(i)	One similar work completed in Category 1 and/ or 3 in last 5 years (Rs. In crore)- Clause 2.2.2.2(ii)	Average Annual Turnover (Rs. In crore) Clause 2.2.2.3(ii)	Assessed Available Bid Capacity (Rs. In crore)** Clause 2.2.2.1
RFP Requirement		1187.76	59.39	237.55	178.16	1187.76
	NSPR Constructions (India) Pvt. Ltd.	956.37	102.07		237.36	878.39
	BVSR Constructions Pvt. Ltd.	1804.20	200.76		680.86	851.04
16.	SRC Infra Developers Private Limited	1349.63	141.14	357.54	549.54	1896.96
17.	Atlas Constructions Pvt. Ltd.- Vijai Constructions (india) Pvt. Ltd. (JV)	1690.65	226.54	283.82	486.11	1330.00
	Atlas Constructions Pvt. Ltd.	790.63	119.70		224.49	2252.34
	Vijai Constructions (india) Pvt. Ltd.	900.02	106.84		261.62	3582.34
18.	M.S. Khurana Engineering Limited- Madhav Infra Projects Limited (JV)	1355.01	241.27	**208.56	661.66	Not Evaluated as bidder fails to meet the criteria under Clause 2.2.2.2 (ii) of RFP
	M.S. Khurana Engineering Limited	952.08	138.03		393.34	
	Madhav Infra Projects Limited	402.92	103.24		268.32	
19.	GHV (India) Pvt. Ltd.	1704.28	276.57	1678.40 For SRB Consultancy (P) Ltd.	1222.31	4443.21

Sl. No.	Name of the Applicant	Technical Capacity in Category 1,2,3 & 4* (Rs. In crore) Clause 2.2.2.2(i)	Financial Capacity (Rs. In crore)- Clause 2.2.2.3(i)	One similar work completed in Category 1 and/ or 3 in last 5 years (Rs. In crore)- Clause 2.2.2.2(ii)	Average Annual Turnover (Rs. In crore) Clause 2.2.2.3(ii)	Assessed Available Bid Capacity (Rs. In crore)** Clause 2.2.2.1
RFP Requirement		1187.76	59.39	237.55	178.16	1187.76
20.	KCC Buildcon Private Limited	2488.05	465.19	247.00	1187.47	3218.95
21.	NKC Projects Pvt. Ltd.	2504.06	187.29	318.69	589.23	2116.71
22.	Ashoka Buildcon Limited	4621.54	3006.73	1004.51	3477.20	10331.57
23.	Dineshchandra R Agrawal Infracon Pvt. Ltd	1421.90	776.96	1151.00	2384.41	6750.21
24.	PNC Infratech Ltd	2519.16	2908.47	1799.35	3509.90	12245.34
25.	Kalyan Toll Infrastructure Limited- Shelke Construction (JV)	1137.91	796.25	***No project having EPC more than Required experience of Rs. 237.55 Crore	784.88	Not Evaluated as bidder fails to meet the criteria under Clause 2.2.2.2 (ii) of RFP
	Kalyan Toll Infrastructure Limited (LM)	1032.64	784.63		689.35	
	Shelke Construction (OM)	105.27	11.62		95.53	
26.	Dilip Buildcon Limited	1990.95	3917.20	732.90	8680.97	25310.35
27.	Varindera Constructions Limited - Varaha Infra Limited (JV)	1428.15	340.58	320.00	758.61	2966.93

For SRB Consultancy (P) Ltd.

Sanjay K

Sl. No.	Name of the Applicant	Technical Capacity in Category 1,2,3 & 4* (Rs. In crore) Clause 2.2.2.2(i)	Financial Capacity (Rs. In crore)- Clause 2.2.2.3(i)	One similar work completed in Category 1 and/ or 3 in last 5 years (Rs. In crore)- Clause 2.2.2.2(ii)	Average Annual Turnover (Rs. In crore) Clause 2.2.2.3(ii)	Assessed Available Bid Capacity (Rs. In crore)** Clause 2.2.2.1
RFP Requirement		1187.76	59.39	237.55	178.16	1187.76
	Varindera Constructions Limited	799.41	176.64		408.94	1855.10
	Varaha Infra Limited	628.75	163.94		349.67	1111.83
28.	Shri S.M. Autade Pvt. Ltd	1445.14	142.58	324.68	396.35	2268.81
29.	HG Infra Engineering Limited	1579.41	1032.21	503.27	1962.04	7035.95
30.	Ravi Infrabuild Projects Pvt. Ltd	1954.06	155.00	271.38	588.88	1929.87
31.	Montecarlo Limited	3990.61	1090.12	477.90	2489.41	4685.90

***Note: In determination of Threshold Technical Capacity of Bidders, we have considered only those projects which add up to an amount that makes the Bidder eligible for the Project.**

**** Note: In determination of Bid Capacity, we have considered the full value of projects claimed in table containing value of all the existing commitments and on-going works to be completed during the next 2.5 years.**

For SRB Consultancy (P) Ltd.
Sanyal K
Authorised Signatory

Notes

3. *Joint stock Company Industrial Association Vozrozhdenie. _

Bidder was asked to provide the various Apostilled Documents which is required as per the clause 2.11.1 (n) of RFP. Against the queries there is no clarification received from the bidder. So, **Applicant may declare as Non-Responsive** in the absence of required Apostilled Documents asked from the bidder in queries. Therefore, as per clause 3.1.6.1 read along with clause 2.11.1(n) of RFP the submission of the Bidder may not be considered as complete in all respect. **Hence the Bidder may be considered as Not eligible for the Next stage of Bidding for the project.**

18. **MSKEL-MIPL (JV)

Clause 2.2.2.2 (ii) of RFP which states that – *“Provided that at least one similar work of 20% of Estimated Project Cost Rs. 237.55 crore shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed and such completed value of work is equal to or more than 20% of the estimated project cost”*

In project Code “a” Lead member of the JV i.e. M. S Khurana Engineering Limited has claimed **70% share in the JV** in annexure -IV. Further Statutory Auditor and Client certificate attached with it also certifies that **bidder have 70% share in the JV and Statutory Auditor also certified payment received by Bidder for the project i.e. 70% of the total receipt for the project.**

However, Bidder has submitted the same project at page no. 129. In which Bidder has claimed **85% share in the JV**. Further Statutory Auditor attached with it also certifies that **bidder have 85% share in the JV and payment received by Bidder for the project i.e. 85% of the total receipt for the project.** Bidder was asked about the above mention discrepancy through client and statutory Auditor

However, in replies there is no documentary proof which establish that the bidder has also undertaken/ completed the share i.e 15% of other member also.

Further, there was a contradiction in certification of the SA which was submitted in its original submission to the Authority. In one certification it was mentioned that the bidder has share of 70% in the JV which is also supported by client certificate, on the other side an another certificate was also submitted which certified that share of 85% in the JV which does not have any proof from client.

Even in its replies the bidder has not made available the appropriate certificate which can establish that its share in the JV is 85% instead of 70%.

So, in view of the above share of the applicant is considered as 70% as it has been certified by SA and also there is client certificate which clearly mentioned the share of the member in JV.

Accordingly, the evaluation has been carried out and we find that the bidder does not meet the criteria of Single completed project as per the clause 2.2.2.2(ii) of RFP. Hence not eligible for further stage of bidding.

In view of the above Clause no single project has been found from the claimed eligible projects by the Lead Member as well as Other Member in category “1” or “3” which is completed or more than completed upto 31.03.2021.

Hence, Bidder is disqualified in terms of Clause 2.2.2.2 (ii) of RFP

25. *Kalyan Toll Infrastructure Limited- Shelke Construction (JV):**

Other Member i.e. Shelke Construction has claimed Technical Capacity of Rs. 242.03 crore against required Technical capacity i.e. 237.55 crore (20% of Rs. **1187.76** crore).

Bidder has claimed 6 projects with projects code “A-2” to “F-2”

Out of 6 projects, receipts of projects with project code “D-2”, “E-2” and “F-2” are less than Rs. 55.85 crore for the last 5 financial years which is required as per Clause 2.2.2.6 of RFP.

Further, in projects “D-2” & “F-2”, Applicant has also claimed receipts for the year 2021-22 which are not considered as per provision of RFP.

Furthermore, the bidder in its submission has claimed the amount received in the FY 2021-22 in the claimed projects (Annex-IV, Details of the eligible Projects) which cannot be considered as per the provisions of RFP as it does not fall within the last 5(five) FYs from the Bid due date i.e. FY 2016-17 to 2020-21.

Accordingly assessed Technical capacity of the Other Member comes to Rs. 105.27 crore against the requirement of Rs. 237.55 Crore.

In view of the above Other Member fails to meet the minimum eligibility criteria specified in Clause 2.2.2.2 and 2.2.2.4 of RFP i.e. the other member shall have a minimum Technical Capacity of Rs. 237.55 crore.

For SRB Consultancy (P) Ltd.

Sanyal K

Further, Bidder has submitted the revised net worth certificate duly claiming the net worth Rs. 32.35 crore, however, in the certificate only figure is mentioned instead of mentioning the calculation. Further, the same is also not verifiable from the submitted financial statement for the FY 2020-21, Hence, Net worth of the bidder is coming out to be Rs. 11.62 crore i.e. less than the requirement prescribed in Clause 2.2.2.3 (i) of RFP.

Therefore, the Bidder fails to meet the minimum eligibility criteria specified in Clause 2.2.2.3 (i) and 2.2.2.4 (i) of RFP i.e. the Bidder shall have a minimum Net Worth (the “Financial Capacity”) of Rs. 11.88 crore at the close of the preceding financial year.

Hence, Disqualified.

For SRB Consultancy (P) Ltd.
Sanyal K

IV. **Recommendation:**

We have done the evaluation of the documents submitted by the Bidders in response to the Request for proposal as floated by the Authority and found that;

- All the bidders have submitted their bids within the time as stipulated by the Authority,
- Paid the requisite cost of the document,
- Enclosed the bid securing declaration in the format as provided in RFP
- Meets the Eligibility and Qualification Criteria as required in RFP

On the Basis of our Evaluation of the Eligibility of the Bids and the subsequent replies to clarifications received from the Bidder, we recommend as follows for further necessary action of the Authority;

S. No.	Name of the Applicant	Remarks
1.	Larsen & Toubro Limited	Technically Responsive
2.	Roadway Solutions India Infra Limited	Technically Responsive
3.	Joint stock Company Industrial Association Vozrozhdenie	Non – Responsive*
4.	J M Mhatre Infra Pvt. Ltd – Thakur Infraprojects Pvt. Ltd.	Technically Responsive
5.	APCO Infratech Private Limited	Technically Responsive
6.	JSP Projects Pvt Ltd	Technically Responsive
7.	Krishna Constellation Private Limited	Technically Responsive
8.	DRN Infrastructure Private Limited	Technically Responsive
9.	G R Infraprojects Limited	Technically Responsive
10.	Patel Infrastructure Ltd.	Technically Responsive
11.	BSCPL Infrastructure Limited	Technically Responsive
12.	CDS Infra Projects Limited	Technically Responsive
13.	Gawar Construction Limited	Technically Responsive
14.	Reliance Infrastructure Limited	Technically Responsive

S. No.	Name of the Applicant	Remarks
15.	NSPR Constructions (India) Pvt. Ltd.- BVSr Constructions Pvt. Ltd. (JV)	Technically Responsive
16.	SRC Infra Developers Private Limited	Technically Responsive
17.	Atlas Constructions Pvt. Ltd.- Vijai Constructions (india) Pvt. Ltd. (JV)	Technically Responsive
18.	M.S. Khurana Engineering Limited-Madhav Infra Projects Limited (JV)	Technically Non – Responsive**
19.	GHV (India) Pvt. Ltd.	Technically Responsive
20.	KCC Buildcon Private Limited	Technically Responsive
21.	NKC Projects Pvt. Ltd.	Technically Responsive
22.	Ashoka Buildcon Limited	Technically Responsive
23.	Dineshchandra R Agrawal Infracon Pvt. Ltd	Technically Responsive
24.	PNC Infratech Ltd	Technically Responsive
25.	Kalyan Toll Infrastructure Limited-Shelke Construction (JV)	Technically Non – Responsive****
26.	Dilip Buildcon Limited	Technically Responsive
27.	Varindera Constructions Limited-Varaha Infra Limited (JV)	Technically Responsive
28.	Shri S.M. Autade Pvt. Ltd	Technically Responsive
29.	HG Infra Engineering Limited	Technically Responsive
30.	Ravi Infrabuild Projects Pvt. Ltd	Technically Responsive
31.	Montecarlo Limited	Technically Responsive

V. Conclusion

SL. NO	STATUS	NUMBER OF APPLICATIONS	REMARKS
1	Bid received by NHAI	31	Nil
2	Non-eligible Applicants due to Non Responsiveness	01	Nil
3	Clarifications required from Applicants/Bidders	25	Nil
4	Qualified (Final Outcome)	28	Please refer Notes above
5	Disqualified	03	Please refer Notes above

VI. Way Forward:

In compliance of clause 3.1.9 of RFP, Authority may publish a list of Technically Responsive Bidders whose financial bids shall be opened.

i. The Authority shall ensure that they should display the result of technical evaluation on the web portal for 7 days including reasons for non- responsiveness and thereafter opens the financial bid (as per clause 2.19 of RFP).

ii. The Authority is required to confirm the shareholding pattern of the Lowest Bidder as per requirement under Clause 2.1.12 of RFP.

iii. Bidders have provided information regarding Annexure-VIII (Details of ongoing works (Ref Clause 10.3 (iv) of Draft EPC Agreement).

Annexure-I

1. Name of Bidder : Ashoka Buildcon Limited

Sl. No	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-I (Detail of Bidder)	The bidder has provided the name of two projects w.r.t the points mentioned below the para of point 07 (b) of Annex-I. Bidder to clarify the status for all of it past or ongoing projects in the prescribed format as mentioned in the RFP. Bidder to clarify.	As on the Bid Due Date, there were no past or ongoing projects of bidder falling under the points mentioned below the para of point 07 (b) of Annex-I, therefore bidder had mentioned the required details as “NO”. The status is same as on date also. However, as required, bidder herewith submitting the status for all past or ongoing projects in the prescribed format as mentioned in the RFP.	Bidder along with its replies has submitted the revised details of the status for all past or ongoing projects in the prescribed format as mentioned in the RFP. This fulfils the requirement of clarification sought. Hence, the same may be considered.
2.	Annexure-VIII (Details of ongoing works)	As per Power of Attorney Appendix-III, Authorised Signatory got the power to sign the bid of the project as on 12.10.2021. However, Annexure-VIII of Appendix – IA has been signed by the Authorised Signatory as on 11.10.2021. Bidder to clarify in what capacity Authorised Signatory signed the Annexure-VIII of Appendix – IA before signing of Power of Attorney of the project.	It seems to be a typographical mistake occurred. However, we herewith are submitting “Corrected” Annexure-VIII of Appendix-IA. As on the Bid Due Date, none of the project of the Bidder i.e. Ashoka Buildcon Limited was falling in the given category. The status is same as on date also. It may please be noted that, the Authorised Signatory has been empowered to sign bidding documents for the above said project through a Board Resolution passed on dated 30.09.2021 by competent authority of Bidder.	Bidder has now submitted a “Corrected” Annexure-VIII of Appendix-IA which is signed by Authorised signatory after the delegation of Power to him through POA. This fulfils the requirement of clarification sought. Hence, the same may be considered.

Annexure-I

2. Name of Bidder: Atlas Constructions Pvt. Ltd.- Vijai Constructions (india) Pvt. Ltd. (JV)

Sl. No	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-VIII (Details of ongoing works)	Other member of the JV submitted the Annex-VIII signed by authorized signatory dated 17.11.2021 on Behalf of JV. However, JBA(Joint Bidding Agreement) has been signed between parties as on 20.11.2021, Bidder to explain how, this document can be signed on behalf of JV before formation of JV.	This is due to Typographical error, we are submitting the same with correction in date.	Bidder along with its replies has submitted the revised Annex-VIII (Details of ongoing works) dated 20.11.2021. This fulfils the requirement of clarification sought. Hence, the same may be considered.
2.	Undertaking (as per clause 2.11.2 (h))	Other member of the JV submitted the undertaking signed by authorized signatory dated 17.11.2021 on Behalf of JV. However, JBA(Joint Bidding Agreement) has been signed between parties as on 20.11.2021, Bidder to explain how, this document can be signed on behalf of JV before formation of JV.	This is due to Typographical error, we are submitting the same with correction in date.	Bidder along with its replies has submitted the revised Undertaking (as per clause 2.11.2 (h)) dated 20.11.2021. This fulfils the requirement of clarification sought. Hence, the same may be considered.
3.	Appendix-IX (Certificate Regarding Compliance of GFR)	Other member of the JV submitted the Appendix-IX signed by authorized signatory dated 17.11.2021 on Behalf of JV. However, JBA (Joint Bidding Agreement) has been signed between parties as on 20.11.2021, Bidder to explain how, this document can be signed on behalf of JV before formation of JV.	This is due to Typographical error, we are submitting the same with correction in date.	Bidder along with its replies has submitted the revised Appendix-IX dated 20.11.2021. This fulfils the requirement of clarification sought. Hence, the same may be considered.

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3. Name of Bidder : BSCPL Infrastructure Limited

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	BIMS Acknowledgment	Acknowledgment w.r.t. the uploading of documents on BIMS portal has not been found in the bid submitted by the bidder.	The documents could not be uploaded in the BIMS portal as we had faced issues in uploading. These issues we have been facing frequently and could not be resolved even today in spite of our efforts with the helpdesk in resolving the same. Generally this problem with BIMS portal is being faced by other bidders also. Hence this may please be condoned. However, we have already uploaded all the Bidder basic details in BIMS portal as and when we could aid in evaluation as per clause 2.2.2 of the RFQ.	Bidder in its replies has requested the Authority to consider its bid as bidder has facing issues in uploading. Further, Bidder have submitted complete technical bid with all required documents on etenders.gov.in. However, as bidder has not uploaded the required documents of this project on BIMS portal as per the requirement of clause 2.11.1 of RFP. Authority may take a view in this regard
2.	Appendix-VI (Integrity Pact)	Bidder has submitted Appendix- VI (Integrity Pact) wherein Article- 8 bidder has mentioned that “The Principal appoints Smt. Gauri Kumar, IAS (Retd.) and Sh. Ashish Bhauguna, IAS (Retd.) competent and credible Independent External Monitor for this Pact after approval from Central Vigilance Commission. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”	Not mentioning the modified para as per the amendment in Integrity Pact Article-8 is a typographical error which may please be condoned. We are submitting herewith revised Integrity Pact mentioning the para for your kind consideration.	Bidder has now submitted a “Corrected” Appendix- VI (Integrity Pact). This fulfils the requirement of clarification sought. Hence, the same may be considered.

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		Instead of “The Principal has appointed Smt. Gauri Kumar, IAS (Retd.), Sh. Ashish Bhauguna, IAS (Retd.) and Sh. Animesh Chauhan (Ex-MD & CEO, Oriental Bank of Commerce) as Independent External Monitor (IEM) for this pact. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.” Bidder to clarify.		
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Annexure-I

4. Name of Bidder : CDS Infra Projects Limited

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex- VI (Information required to evaluate the Bid Capacity)	The date of SA certificate w.r.t. Value of "B" of Annexure-VI has been mentioned as 10.07.2021. Please clarify, that the Value of Bid Capacity is same as on Bid Due Date by furnishing a revised certificate from its Statutory Auditor	The value of "B" is calculated as on 10.07.2020 by the Bidder. The Bid Due Date for the Tender was 11 AM on 23.11.2021. It is practically not possible for the Statutory Auditor to provide Certificate as on Bid Due Date. Therefore, the Statutory Auditor provides Certificate on a date as demanded by the Bidder. This date is reasonably before the Bid Due Date. However, if there is any increase in value of "B" from the date on which the Certificate has been provided by the Bidder upto the Bid Due Date, it is the responsibility of the Bidder to obtain a fresh Certificate from the Statutory Auditor and submit it along with the Bid. In this case, the Bidder confirms that there has been no increase in value of "B" from 10.07.2020 to 23.11.2021. The Bidder confirms that there has been no addition of "new ongoing work" which might increase the value of "B". It may be noted that any "old ongoing work" shall only decrease the value of "B" further if these are updated upto Bid Due Date. Further, the Bid Capacity of the Bidder is much higher than the required Bid Capacity as per RFP considering value of "B" as on 10.07.2020. Thus, the Bid Capacity of the Bidder would have further increased if the value of "B" is considered upto Bid Due Date. Therefore, the Bidder requests the Authority to consider the Certificate (To calculate the value of "B") provided by the Bidder along with the Bid Documents.	Bidder in its replies has confirms that there has been no addition of "new ongoing work" which might increase the value of "B" and no increase in value of "B" from 10.07.2020 to 23.11.2021. This fulfils the requirement of the clarification sought Hence, the same may be considered.

Annexure-I

2.	Undertaking as per the clause 2.2.2.8 (ii)	As per the clause 2.2.2.8 (ii) If the Annual Accounts for the latest financial year (i.e. 2020-21) are not audited and the applicant could not make it available as on the Bid Due date, the Applicant shall give an undertaking to the same effect and the SA shall certify the same. However, Undertaking submitted by the Bidder is dated 09.11.2021 instead of Bid due date. Bidder to clarify exact status of the Audit of Annual Accounts for the latest financial year (i.e. 2020-21) as on the Bid Due Date i.e. 23.11.2021 and Statutory Auditor shall also certify the same.	The Bid Due Date for the Tender was 11 AM on 23.11.2021. The Annual Accounts of the FY 2020-21 were being audited by SA in the month of November itself while the Bidder was preparing the Bid Documents for the Tender. It is well known to the Authority that data from Annual Accounts is utilized to prepare several other formats in the Bid Documents which requires considerable time. Further, it is practically not possible for the Statutory Auditor to provide Undertaking as on Bid Due Date following which the Bidder shall prepare the Bid Documents. Therefore, the SA has provided Undertaking on a date as demanded by the Bidder viz. 09.11.2021. Thereafter, the Bidder prepared the Bid Documents based on Annual Account of FY 2019-20. Meanwhile, it so inexplicably happened that the Annual Accounts of FY 2020-21 were also audited by the SA before Bid Due Date (11 AM on 23.11.2021). A Certificate from SA mentioning turnover for FY 2020-21 is attached herewith as Attachment - A. A brief summary of key factors for Annual Account of FY 2019-20 and Annual Accounts of FY 2020-21 is presented below for ready reference - <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>S. No.</th><th>Key Factors of Annual Accounts</th><th>Unit</th><th>FY 2019-20</th><th>FY 2020-21</th></tr> </thead> <tbody> <tr> <td>1</td><td>Construction Turnover</td><td>Rs. Cr.</td><td>862.72</td><td>902.17</td></tr> <tr> <td>2</td><td>Net Worth</td><td>Rs. Cr.</td><td>253.68</td><td>325.76</td></tr> <tr> <td>3</td><td>Net Cash Accruals</td><td>Rs. Cr.</td><td>61.94</td><td>82.32</td></tr> </tbody> </table> It may be kindly seen that for all the key factors, the figures for Annual Accounts for FY 2020-21 are much better than for FY 2019-20. Thus, by considering the Annual Accounts of FY 2019-20 in the Bid Documents, the Bidder has under-stated (and not over-stated) the parameters required for proving its eligibility. Therefore, the Bidder requests the Authority to consider the Bid Documents based on the Annual Accounts for FY 2019-20. However,	S. No.	Key Factors of Annual Accounts	Unit	FY 2019-20	FY 2020-21	1	Construction Turnover	Rs. Cr.	862.72	902.17	2	Net Worth	Rs. Cr.	253.68	325.76	3	Net Cash Accruals	Rs. Cr.	61.94	82.32	Bidder in its replies has confirmed that the Annual Accounts of FY 2020-21 were also audited by the SA before Bid Due Date (11 AM on 23.11.2021). A Certificate from SA is also attached wherein Annual Turnover and Net Worth for FY 2020-21 is certified. However, the bidder has neither submitted the audited annual accounts for the financial year 2020-21 in its original submission, nor made available in its replies. As per the terms of RFP, bidder was required to submit its audited annual accounts for the financial year 2020-21. As the annual accounts are available in public domain we have downloaded the annual accounts from the website of MCA as discussed with the authority. We have gone through the annual accounts of bidder for the FY 2020-21 and did not find any adverse comments/opinion against the bidder. However, even after considering net worth for the FY 2020-21, the Bidder is meeting the minimum eligibility criteria of
S. No.	Key Factors of Annual Accounts	Unit	FY 2019-20	FY 2020-21																				
1	Construction Turnover	Rs. Cr.	862.72	902.17																				
2	Net Worth	Rs. Cr.	253.68	325.76																				
3	Net Cash Accruals	Rs. Cr.	61.94	82.32																				

Annexure-I

			for the sake of calculation / clarification we hereby attach (Attachment-B) for Bid Capacity Calculation Sheet based on Annual Accounts for FY 2020-21.	Financial Capacity as per clause 2.2.2.3 of RFP. Further, based on conservative approach, we have considered the Net Worth and Annual Turnover for the FY 2019-20 as submitted by the Bidder in its Technical Bid and even after considering the Net Worth and Annual Turnover for the FY 2019-20 the bidder is meeting the minimum eligibility criteria of Financial Capacity as required under clause 2.2.2.3 of RFP. Hence, the same may be considered.
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Annexure-I

5. Name of Bidder : Dilip Buildcon Limited

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-I (Details of Applicant)	Bidder has submitted Annexure- I (Details of Bidder) wherein para 5(d) & point no. (xiii) of table under para 7 (b) bidder has mentioned that bidder was debarred by MoRT&H which was over on 12.10.2021. However, bidder has not attached any letter reg. revoking of debarment from the Authority. Bidder to clarify.	We are enclosing herewith the Letter No. NHAI/Tech/AP/APA/COG/2021 (E-91822)/1086 dated 28.09.2021 vide which we were debarred for bidding for 03 month commencing from 12.07.2021 till end of 12.10.2021. The Clause 12 of the Letter attached clearly depict that the debarment period was over on 12.10.2021 and we have submitted the Bid on 23.11.2021, which substantiate that debarment does not prevail on the date of submission of bid. Regarding revoking of debarment DBL vide its letter No. DBL/HO/MORTH/18 dated 04.10.2021 had submitted its protest & penalty of Rs 3.00 Crores as required by Authority, please refer page no. 9 of Letter containing detail of above payment done by RTGS.	Bidder along with its replies has submitted the Letter No. NHAI/Tech/AP/APA/COG/2021 (E-91822)/1086 dated 28.09.2021 vide which bidder was debarred for bidding for 03 month commencing from 12.07.2021 till end of 12.10.2021. The Clause 12 of the Letter attached depict that the debarment period was over on 12.10.2021, which is before the bid due date. Bidder has also paid the protest & penalty of Rs 3.00 Crores as required by Authority. This fulfils the requirement of clarification sought. Hence, the same may be considered.
2.	Annex- VI (Information required to evaluate the Bid Capacity)	The date of SA certificate w.r.t. Value of "B" of Annexure-VI has been mentioned as 01.11.2021. Please clarify, that the Value of Bid Capacity is same as on Bid Due Date by furnishing a revised certificate from its Statutory Auditor	We hereby confirm that Value of Bid Capacity was same as on Bid Due Date i.e. 23.11.2021. We further confirm that no awarded / additional ongoing work/ Project left for which Appointed Date / Commencement Date has been declared or on going works to be completed in between issuance of Statutory Auditor's Certificate Dated. 01.11.2021 to Bid Due Date i.e. 23.11.2021. Once again we undertake that Statutory Auditor's (SA) Certificate Dated. 01.11.2021 was same as on Bid Due Date i.e. 23.11.2021.	Bidder its replies has confirmed that confirm that no awarded / additional ongoing work/ Project left for which Appointed Date / Commencement Date has been declared or on going works to be completed in between issuance of Statutory Auditor's Certificate Dated. 01.11.2021 to Bid Due Date i.e. 23.11.2021. This fulfils the requirement of clarification sought. Hence, the same may be considered.

Annexure-I

6. Name of Bidder : M/s DRN INFRASTRUCTURE PRIVATE LIMITED

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-III (Financial Capacity of the Applicant)	Certificate of Net worth and Turnover of the Bidder issued by Guru and JANA, Chartered Accountants However, in the Notes of both the certificates issued by the SA of the bidder it is mentioned that this certificate is issued for onward submission to KSHIP authority and should be used for the said purpose only. Bidder to clarify	Hereby we are submitting the revised Net worth and Turnover document issued by Guru and Jana, Chartered Accountants	Bidder along with its replies has submitted a revised Certificate issued by Guru and Jana, Chartered Accountants duly rectifying the said discrepancy. This fulfils the requirement of clarification sought. Hence, the same may be considered.
2.	Annex-III (Financial Capacity)	Lead Member: UDIN has not been found in the Annual Reports submitted by the Bidder for the FY 2018-19, which is Mandatory as per ICAI guidelines on or after 01.07.2019. Bidder to clarify.	Annual Report for the Financial year 2018-19 is hereby enclosed with UDI Number.	Bidder has now submitted Annual Report for the Financial year 2018-19 with UDI Number. This fulfils the requirement of clarification sought. Hence, the same may be considered.
3.	Responsiveness Clause 2.11.1(g)	The document fee has been verified by the NHAI accounts division, but the amount of the fees was not traceable. A query in this regard was asked by the Technical division. The Bidder has provided the details, however, the amount of document fee still cannot be traced. Bidder to provide proper details including the name of the Bank from which the payment has been made to verify the same. Submission of copy of online receipt towards the payment of cost of Bid document in Authority's designated bank account is the requirement of clause 2.11.1 (g) of the RFP, failing which the Bidder will be considered as non-responsive.	Copy of transaction receipt with the details of Bank from which the transaction has been carried out is hereby enclosed. The details given below. Name of Bank: Union Bank of India Amount : Rs. 1,20,000/- Payment Date: 19-11-2021 UTR No. UBINJ21323835844	Bidder has provided the transaction receipt with the details of Bank from which the transaction has been carried out. Authority may confirm the same from the concern division.

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7. Name of Bidder : M/s GHV (India) Pvt. Ltd.

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-III (Financial Capacity of the Applicant)	Financial Years of Net worth and turnover in Annex III are not as per the Last Five financial Years. Further, Bidder has submitted the Consolidated Financial Statement of the financial year 2020-21 instead of Complete Standalone Financial Statement for the financial year 2020-21 of GHV (India) Pvt. Ltd. which is required as per the clause 2.11.1(m) of the RFP. Bidder to clarify.	Standalone Balance Sheet for the financial year 2020-21 is enclosed herewith for your further evaluation.	Bidder has now submitted Standalone Annual Accounts for the Financial year 2020-21 with UDI Number along with Audit report. Hence, the same be considered and evaluation has been carried out accordingly
2.	Annex-VI (Information required to evaluate the Bid Capacity)	Bidder has submitted the "Value of existing commitments and on-going works to be completed during the next ___ years" instead of "value of all the existing commitments and on-going works to be completed during the next 2.5 years". Further, the date of SA certificate w.r.t. Value of "B" of Annexure-VI has been mentioned as 11.10.2021. Please clarify, that the Value of Bid Capacity is same as on Bid Due Date by furnishing a revised certificate from its Statutory Auditor.	Undertaking stating that the bid capacity submitted is as on the bid due date is enclosed herewith for your further evaluation.	Bidder has now submitted an Undertaking stating that the bid capacity submitted along with the dated 11.10.2021 is same as on the bid due date i.e. 23.11.2021. Statutory Auditor also certified the same. This fulfils the requirement of clarification sought. Hence, the same may be considered.
3.	BIMS Acknowledgment	Acknowledgment w.r.t. the uploading of documents on BIMS portal has not been found in the bid submitted by the bidder.	BIMS Acknowledgment is enclosed herewith for your further evaluation.	Bidder has now submitted BIMS Acknowledgment. This fulfils the requirement of clarification sought. Hence, the same may be considered.
4.	Appendix-VI (Integrity Pact)	Bidder has submitted Appendix- VI (Integrity Pact) wherein Article- 8 bidder has mentioned that <i>"The Principal appoints Smt. Gauri Kumar, IAS (Retd.) and Sh. Ashish Bhauguna, IAS (Retd.) as competent and credible Independent External Monitor for this Pact after approval from Central Vigilance Commission. The task of the Monitor is to review independently and objectively,</i>	Typographical error Revised Integrity pact is enclosed herewith for your further evaluation.	Bidder along with its replies has submitted a Revised Integrity pact duly rectifying the said discrepancy. This fulfils the requirement of clarification sought. Hence, the same may be considered.

Annexure-I

		<i>whether and to what extent the parties comply with the obligations under this agreement.”</i> <i>Instead of</i> <i>“The Principal has appointed Smt. Gauri Kumar, IAS (Retd.), Sh. Ashish Bhauguna, IAS (Retd.) and Sh. Animesh Chauhan (Ex-MD & CEO, Oriental Bank of Commerce) as Independent External Monitor (IEM) for this pact. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”</i> <i>Bidder to clarify.</i>		
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Annexure-I

8. Name of Bidder : M/s H.G. Infra Engineering Limited

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-I (Details of Applicant)	Bidder has not updated the Annex-I as per the corrigendum i.e. Point no. 07 is not as per the format. Therefore, bidder is required to submit the Annex-I (details of the Bidder) as per the format provided in RFP and Corrigendum issued for the project in this regard.	We would like to clarify that due to oversight we have submitted Annex-I as per the RFP dated 16.08.2021 we are enclosing here with revised Annex-I as per corrigendum issued on 20.10.2021/ 09.11.2021 for your kind perusal.	Bidder has now submitted the revised Annex-I duly correcting the said discrepancy. This fulfils the requirement of clarification sought. Hence, the same may be considered.
2.	BIMS Acknowledgment	Acknowledgment w.r.t. the uploading of documents on BIMS portal has not been found in the bid submitted by the bidder.	We would like to clarify that we have tried to submit documents on BIMS and but that we were facing technical and network error. Our details are already lying with BIMS but the particular information could not be uploaded on BIMS due to technical error and to see the shortest time we have submitted complete technical bid with all required documents on etenders.gov.in. May kindly be considered	Bidder in its replies has requested the Authority to consider its bid as bidder has facing technical and network error. The particular information could not be uploaded on BIMS due to technical error. Further, Bidder have submitted complete technical bid with all required documents on etenders.gov.in. However, as bidder has not uploaded the required documents of this project on BIMS portal as per the requirement of clause 2.11.1 of RFP. Authority may take a view in this regard
3.	Appendix-VI	Bidder has submitted Appendix- VI (Integrity Pact) wherein Article- 8 bidder has mentioned that	We would like to clarify that due to oversight we have submitted an Annex-	Bidder along with its replies has submitted a Revised

Annexure-I

(Integrity Pact)	<i>“The Principal appoints Smt. Gauri Kumar, IAS (Retd.) and Sh. Ashish Bhauguna, IAS (Retd.) as competent and credible Independent External Monitor for this Pact after approval from Central Vigilance Commission. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”</i> Instead of <i>“The Principal has appointed Smt. Gauri Kumar, IAS (Retd.), Sh. Ashish Bhauguna, IAS (Retd.) and Sh. Animesh Chauhan (Ex-MD & CEO, Oriental Bank of Commerce) as Independent External Monitor (IEM) for this pact. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”</i> <i>Bidder to clarify.</i>	VI (integrity pact) as per RFP dated 16 August 2021. We are enclosing herewith revised integrity pact having amended Article 8 as per Corrigendum issued on no 09 September 2021 for your kind perusal.	Integrity pact duly rectifying the said discrepancy. This fulfils the requirement of clarification sought. Hence, the same may be considered.
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Annexure-I

9. Name of Bidder : J. M. Mhatre Infra Pvt. Ltd.

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex- VI (Information required to evaluate the Bid Capacity)	Lead member of the JV (i.e. <i>J. M. Mhatre Infra Pvt. Ltd</i>) has submitted the Statement showing the value of all existing commitments works for which Appointed Date/Commencement Date has been declared and on-going works (Value of "B") for calculating Bid capacity as on 24.08.2021 instead of Bid due date i.e. 23.11.2021. Therefore, bidder is required to update the Value of "B" as on the Bid due Date which is required as per the clause 2.2.2.1 of RFP Other member of the JV (i.e. <i>Thakur Infraprojects Pvt. Ltd</i>) has submitted the Statement showing the value of all existing commitments works for which Appointed Date/Commencement Date has been declared and on-going works (Value of "B") for calculating Bid capacity as on 11.10.2021 instead of Bid due date i.e. 23.11.2021. Therefore, bidder is required to update the Value of "B" as on the Bid due Date which is required as per the clause 2.2.2.1 of RFP	Lead Member of JV (i.e. <i>J. M. Mhatre Infra Pvt. Ltd</i>): It is to clarify that, the bid capacity of Rs. 3911.83 Crs. as mentioned on document dtd. 24.08.2021 certified by CA is subsists on due date of submission of the tender document i.e. on 23.11.2021. We have considered the amount Rs. 3911.83 Crs. as bid capacity even though some of our work executed during the period from 24.08.2021 to 23.11.2021 which not taken in to account for deriving bid capacity. Other Member of JV (i.e. <i>Thakur Infraprojects Pvt. Ltd</i>): It is to clarify that, the bid capacity of Rs. 444.55 Crs. as mentioned on document dtd. 11.10.2021 certified by CA is subsists on due date of submission of the tender document i.e. on 23.11.2021. We have considered the amount Rs. 444.55 Crs as bid capacity even though some of our work executed during the period from 11.10.2021 to 23.11.2021 which not taken in to account for deriving bid capacity. Initially Tender Submission date was 29.09.2021 as per RFP, but Due to Corrigendum's dated 13.10.2021, 25.10.2021 & 09.11.2021 the Tender Submission dates were extended upto 23.11.2021. Therefore, we confirm that there was no change in Our Bid Capacity.	Both the members of the JV have confirmed that there was no change in Bid Capacity from the date of certification to the Bid due date of this project. SA of the Bidders also certifies the same. This fulfils the requirement of the clarification sought. Hence the same may be considered.

Annexure-I

2.	Undertaking as per the clause 2.2.2.8 (ii)	As per the clause 2.2.2.8 (ii) If the Annual Accounts for the latest financial year (i.e. 2020-21) are not audited and the applicant could not make it available as on the Bid Due date, the Applicant shall give an undertaking to the same effect and the SA shall certify the same. However, Undertaking submitted by the Bidder is dated 09.10.2021 instead of Bid due date. Bidder to clarify exact status of the Audit of Annual Accounts for the latest financial year (i.e. 2020-21) as on the Bid Due Date i.e. 23.11.2021 and Statutory Auditor shall also certify the same.	Initially Tender Submission date was 29.09.2021 as per RFP, After the Corrigendum No. 1 dated 13.10.2021, it was changed up to 23.11.2021. LEAD Member of JV (i.e. J. M. Mhatre Infra Pvt. Ltd): As per RFP, we had taken Undertaking from Our Statutory Auditor for Non-Submission of Annual Accounts for the F. Y. 2020-21 dated 09.10.2021. The Tender Submission date again extended upto 23.11.2021 and till date Our Annual Accounts for the F. Y. 2020-21 were not Finalized. Our Annual Accounts for the F. Y. 2020-21 was Finalized on 02.12.2021 and copy of the same is attached herewith for your Ready reference. Other Member of JV (i.e. Thakur Infraprojects Pvt. Ltd): As per RFP, we had taken Undertaking from Our Statutory Auditor for non-submission of Tax Audit Report and Returns for the F. Y. 2020-21 dated 09.10.2021. We have submitted Audited Balance Sheets for the Financial Year 2020-21 excluding Tax Audit Report and Returns. We will submit Tax Audit Report and Returns when will filled and available. Therefore, we are submitting herewith Fresh dated Undertaking from our Statutory Auditor for your reference and record	Bidder has now undertaken that Annual Accounts for the latest financial year (i.e. 2020-21) are not audited and the we could not make it available as on the Bid Due date, an undertaking to the same effect is submitted and the SA is also certifying the same. This fulfils the requirement of the clarification sought. Hence the same may be considered.
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Annexure-I

10. Name of Bidder : JSC "IA "Vozrozhdenie" (VOZ)

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-III (Financial Capacity of the Applicant)	The Statutory Auditor's certificate certifying the net worth submitted by the Bidder is not submitted in vernacular language and further the English translation submitted is neither legalized by Indian Embassy not apostilled. Please clarify.	No reply	Bidder has not replied to the Clarification sought. Hence, the Bidder may be considered as Non-Responsive as per the clause 3.1.6.1 read along with 2.11.1 (n) of the RFP
2.	Annex-IV (Details of Eligible Projects)	The Statutory Auditor's certificate certifying the Technical experience submitted by the Lead Member is not submitted in vernacular language and further the English translation submitted is neither legalized by Indian Embassy nor been apostilled. Please clarify.	No reply	Bidder has not replied to the Clarification sought. Hence, the Bidder may be considered as Non-Responsive as per the clause 3.1.6.1 read along with 2.11.1 (n) of the RFP
3.	Annex- VI (Information required to evaluate the Bid Capacity)	The Statutory Auditor's certificate certifying the value of "A" and "B" under Bid Capacity submitted by the Bidder is not submitted in vernacular language and further the English translation submitted is neither legalized by Indian Embassy not apostilled. Please clarify.	No reply	Bidder has not replied to the Clarification sought. Hence, the Bidder may be considered as Non-Responsive as per the clause 3.1.6.1 read along with 2.11.1 (n) of the RFP
4.	Appendix-III (POA for signing)	1. In Power of Attorney at place of signing of Executor and Attorney, address of both are not mentioned	No reply	Bidder has not replied to the Clarification sought. Hence, the Bidder may

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	of Applicatio n)	which is required as per the format of Appendix-III of RFP. 2. Board Resolution signed by Mr. Zhamkochian Mnatcakan submitted by the Bidder is not in vernacular language. 3. A General Power of Attorney issued outside India in favour of Mr. Praveen Kumar is also submitted, however, the said GPA in vernacular language along with apostille has not been submitted. Please clarify.		be considered as Non-Responsive as per the clause 3.1.6.1 read along with 2.11.1 (n) of the RFP
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11. Name of Bidder : JSP Projects Pvt. Ltd.

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-III (Financial Capacity)	The methodology for the calculation of Net Worth certified by Statutory Auditor has not been found in the bid submitted by the bidder same is required as per clause 2.2.2.9 (ii) of the RFP Document. Bidder to Clarify.	We are hereby submitting the revised certificate for the calculation of Net Worth with mentioned the Methodology for calculation as per clause 2.2.2.9 (ii) of the RFP document.	Bidder has now submitted methodology for the calculation of Net Worth certified by Statutory Auditor as per clause 2.2.2.9 (ii) of the RFP. This fulfils the requirement of the clarification sought. Hence the same may be considered.
2.	Appendix-VI (Integrity Pact)	Bidder has submitted Appendix- VI (Integrity Pact) wherein Article- 8 bidder has mentioned that <i>“The Principal appoints Smt. Gauri Kumar, IAS (Retd.) and Sh. Ashish Bhauguna, IAS (Retd.) as competent and credible Independent External Monitor for this Pact after approval from Central Vigilance Commission. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”</i> Instead of <i>“The Principal has appointed Smt. Gauri Kumar, IAS (Retd.), Sh. Ashish Bhauguna, IAS</i>	As per RFP document of this project wherein Article-8 of Appendix-VI (Integrity Pact) is mentioned that “The Principal has appointed Smt. Gauri Kumar, IAS (Retd.) and Sh. Ashish Bhauguna, IAS (Retd.) as Independent External Monitor (IEM) for this Pact. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.” which is submitted by us, but in Corrigendum No-IV dated 14.10.2021 is mentioned that “The Principal has appointed Smt. Gauri Kumar, IAS (Retd.), Sh. Ashish Bhauguna, IAS (Retd.) and Sh. Animesh Chauhan (Ex-MD & CEO, Oriental Bank of Commerce) as Independent External Monitor (IEM) for this Pact. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this	Bidder along with its replies has submitted a Revised Integrity pact duly rectifying the said discrepancy. This fulfils the requirement of clarification sought. Hence, the same may be considered.

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		<i>(Retd.) and Sh. Animesh Chauhan (Ex-MD & CEO, Oriental Bank of Commerce) as Independent External Monitor (IEM) for this pact. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”</i> <i>Bidder to clarify.</i>	agreement.” by mistake is not amended by us in submitted Integrity Pact. Now we are hereby submitting the revised Appendix-VI (Integrity Pact) as required.	
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12. Name of Bidder : Kalyan Toll Infrastructure Limited - Shelke Construction JV

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-I (Details of Applicant)	Other Member namely, Shelke Construction Bidder has not updated the Annex-I as per the corrigendum i.e. Point no. 07 is not as per the format. Therefore, bidder is required to submit the Annex-I (details of the Bidder) as per the format provided in RFP and Corrigendum issued for the project in this regard.	We have Submitted the updated Annex-I as per Corrigendum. – Attached Separately.	Bidder has submitted the revised Annex-I, Hence the same may be considered.
2.	Annex-III (Financial Capacity of the Bidder)	The other member namely, Shelke Construction, has claimed the Net worth Rs. 11.62 crore whereas the requirement of Net worth of Other member is Rs. 11.88 Crore (i.e. 20% of the Financial Capacity) as per clause 2.2.2.4 (i) of RFP. Please clarify how the Bidder is meeting the minimum eligibility criteria of Net worth of clause 2.2.2.3 (i) 2.2.2.4 (i) of RFP through Statutory Auditor's certificate.	We hereby submit the revised Certificate from Statutory Auditor and The Revised net worth arrives at Rs. 32.35 Crore.	Bidder has submitted the revised net worth certificate duly claiming the net worth Rs. 32.35 crore, however, in the certificate only figure is mentioned instead of mentioning the calculation. Further, the same is also not verifiable from the submitted financial statement for the FY 2020-21, Hence, Net worth of the bidder is coming out to be Rs. 11.62 crore i.e. less than the requirement prescribed in Clause 2.2.2.3 (i) of RFP. Therefore, the Bidder fails to meet the minimum eligibility criteria specified in Clause 2.2.2.3 (i) and 2.2.2.4 (i) of RFP i.e. the Bidder shall have a minimum Net Worth (the "Financial Capacity") of Rs. 11.88 crore at the close of the preceding financial year.
3.	Annex-IV (Details of Eligible Projects)	The other member namely, Shelke Construction has claimed 6 Projects having aggregate technical score of Rs. 242.03 Crore, out of which the payment received in project code (B2), (C2), (D2) (E2) and (F2) are less than Rs. 59.39 Crore, which is required as per	Minimum Criteria as per Clause 2.2.2.4(i) stands at 20% for the other JV member, which arrives at Rs.237.55 Crores.	Relies from the bidder is not accepted. We have gone through the replies of the bidder and found that; in project code F2 bidder has claimed the revised Work done value to 99.45 Crore which can not be considered as this this amount pertains to FY 2021-22, which cannot be

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	2.2.2.6(ii) of RFP. Hence, the projects are not eligible as per clause 2.2.2.6 (ii) of RFP. Accordingly, the assessed technical score of Shelke Construction is less than Rs. 237.55 Crore (i.e. 20% of the Technical Capacity) required as per clause 2.2.2.4(i) of RFP. Please clarify how the Bidder is meeting the minimum eligibility criteria of clause 2.2.2.4(i) of RFP. Bidder has claimed various project, however, none of the Projects claimed by the Bidder are meeting the eligibility criteria as specified in Clause 2.2.2.2 (ii) of RFP, i.e. one similar work of 20% of Estimated Project Cost shall have been completed or substantially completed (i.e. where more than 90% value of work have been completed) over the last 5 Financial Years i.e. up to 31-03-2021 from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.2 (ii) of RFP. Please Clarify. In view of the above, please clarify, how the bidder is meeting the minimum eligibility criteria required as per clause 2.2.2.2(i) and 2.2.2.2(ii) of RFP.	Accordingly, The total technical capacity stands at Rs.291.43 Crores. The revision has happened because of the following: Amount of work Done, earlier mentioned in F2, stands revised to Rs.99.45 Cr, as on 23.11.2021. Same has now been labelled as F-2 in the revised table of Annex-II. Hence, Sum of A-2, B2, C2, D2, E2 & F2 is Rs 291.43 Crore and The Total technical Capacity arrives at Rs. 291.43 Crore. – Certificates attached separately. Also, we would like to mention that value of work mentioned in B-2 and C-2 are more than Rs.59.39 Cr and therefore, you are requested to take a note of the same. We have claimed the Projects II and IJ under the one similar work costing Rs. 303.11 Crores and Rs. 579.50 Crores respectively. The copies of the Work Orders and its Provisional Completion Certificates for both the projects are appended herewith for your ready reference.	considered as per the provisions of RFP as it does not fall within the last 5(five) FYs from the Bid due date i.e. FY 2016-17 to 2020-21. Further, the bidder in its submission has claimed the amount received in the FY 2021-22 in the claimed projects (Annex-IV, Details of the eligible Projects) which cannot be considered as per the provisions of RFP as it does not fall within the last 5(five) FYs from the Bid due date i.e. FY 2016-17 to 2020-21. Accordingly assessed Technical capacity of the Other Member comes to Rs. 105.27 crore against the requirement of Rs. 237.55 Crore. In view of the above Other Member fails to meet the minimum eligibility criteria specified in Clause 2.2.2.2 and 2.2.2.4 of RFP i.e. the other member shall have a minimum Technical Capacity of Rs. 237.55 crore. Bidder has submitted the Provisional certificate wherein, nowhere mentioned that the projects are completed or more than 90% completed upto 31.03.2021. The same may not be considered. In view of the above Other Member fails to meet the minimum eligibility criteria specified in Clause 2.2.2.2 and 2.2.2.4 of RFP.
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4.	Annex- VI (Information required to evaluate the Bid Capacity)	In case of Lead Member 1. At the starting of Table B “Bidder has mentioned next **” instead of mentioning “A Table showing the value of all the existing commitments and on-goings works to be completed during the next 2.5 years”. Please clarify. 2. The date of certificate w.r.t. Annexure-VI has been mentioned as 14.10.2021. Please clarify, that the Value of Bid Capacity is same as on Bid Due Date by furnishing a revised certificate from its Statutory Auditor as on the Bid Due Date i.e. 23rd November 2021 duly mentioning the UDIN and as well as from the Authorized Signatory of the Bidder. In case of Other Member In case of Shelke Construction (OM), The date of signing of Value of B is not mentioned. Further it is not clear whether the Value of B is same as on Bid Due Date i.e. 23rd November 2021 or not. Please Clarify the same through Statutory Auditor certificate duly mentioning the UDIN and as well as from the Authorized Signatory of the Bidder. UDIN mentioned on the SA Certificate is Not Verifying please provide a valid UDIN.	We hereby submit the revised Certificate from Statutory Auditor certifying the list of all existing commitments and ongoing commitments during the next 2.5 Years upto Bid Due Date i.e. 23.11.2021. Other Member- Shelke Construction The date of Signing of Value of B is mentioned & updated value of B is Rs. 563.95 Cr. The Statutory Auditor has duly updated the narration for the said UDIN & Authorized Signatory of Bidder. – Certificate attached herewith.	As the bidder has provided revised certificate from the SA that the value of bid capacity remains the same, Hence, the same may be considered.
5.	Appendix-III (POA)	In case of Lead Member	Date of notarization i.e. 19.11.2021 has already been	Complied

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	for signing of Bid)	Date of notarization is not mentioned by the bidder, which is required as per format prescribed in the RFP. Please Clarify.	mentioned on the Stamp Paper (below the Stamp Paper No.) by the Public notary.	
6.	Balance sheet	In case of Other Member i.e. Shelke Construction has not submitted the Auditor's Report for the FY 2020-21 which is required as per clause 2.2.2.8 of RFP. Please Clarify	Auditor' Report for the FY 2020-21 with CA Certified Balance Sheet – Attached Separately.	Bidder has now submitted the complete financial statement for the FY 2020-21. Hence the same may be considered.

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13. Name of Bidder : Krishna Constellation Pvt. Ltd.

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks																		
1.	Annex-III Financial Capacity of the bidder and clause 2.2.2.3 of RFP	As per clause 2.2.2.3 of RFP, the bidder shall have a minimum Net Worth (the “Financial Capacity”) of Rs. 59.39 crore as on 31.03.2021) Further, as per clause 2.2.2.8.(ii) of RFP, In case the annual accounts for the latest financial year are not audited and therefore the bidder cannot make it available, the bidder shall give an undertaking to this effect and the statutory auditor shall certify same. <u>Bid Review:</u> As per bid document submitted by the bidder, Financial statement of 2020-21 has not been Audited and the bidder has provided an undertaking as required in clause 2.2.2.8.(ii) of RFP. Further, the bidder has claimed Net Worth of Rs. 64.31 crore as on 28.10.2021 as per following basis: <table><tr><th>S No</th><th>Description</th><th>Total Net Worth (in crore)</th></tr><tr><td>1</td><td>Net worth as per audited financial statements as on 31.03.2021</td><td>0.02</td></tr><tr><td>2</td><td>Add: Fresh Equity capital including securities premium (in financial year 2021-22)</td><td>64.98</td></tr><tr><td></td><td>Total</td><td>65.00</td></tr><tr><td>3</td><td>Less: Deferred Expenditure and Miscellaneous Expenditure not written off</td><td>0.69</td></tr><tr><td></td><td>Total Net Worth</td><td>64.31</td></tr></table> However, fresh equity capital of Rs. 64.98 crore issued after 31.03.2021.	S No	Description	Total Net Worth (in crore)	1	Net worth as per audited financial statements as on 31.03.2021	0.02	2	Add: Fresh Equity capital including securities premium (in financial year 2021-22)	64.98		Total	65.00	3	Less: Deferred Expenditure and Miscellaneous Expenditure not written off	0.69		Total Net Worth	64.31	The self and chartered Accountant Certificate is attached.	Considering that the Statutory Auditor of M/s. Krishna Constellation Pvt. Ltd. has confirmed that merger has been concluded with effect from 1st September 2021 (basis the takeover agreement dated 11th December, 2020) it can be understood that Krishna Constructions as a separate entity ceases to exist as of September, 2021. Accordingly, the business credential's and Net worth of Krishna Constructions stand merge into KCPL. The new amalgamated entity KCPL shall mean the consolidated Net worth of Krishna Constructions & KCPL. Further, we have restricted the Net worth
S No	Description	Total Net Worth (in crore)																				
1	Net worth as per audited financial statements as on 31.03.2021	0.02																				
2	Add: Fresh Equity capital including securities premium (in financial year 2021-22)	64.98																				
	Total	65.00																				
3	Less: Deferred Expenditure and Miscellaneous Expenditure not written off	0.69																				
	Total Net Worth	64.31																				

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		Hence, bidder to clarify how they are meeting the eligibility criteria in terms of clause 2.2.2.3 of RFP.		of KCPL as the bidder has claimed in Annex-III Rs.64.31 crore only.						
2.	General	Takeover of business of Krishna Constructions (a proprietorship firm) by Krishna Constellation Private Limited (a private limited company) The relevant legal requirement regarding the captioned issue has not been specifically spelt out under any statute. However, Section 47(xiv) of the Income-tax Act, 1961 stipulates as to when certain transfers of assets will not lead to incurring ‘capital gains’. A conversion in the form of succession of a proprietorship firm into a company shall need to pass the tests set out in said Section 47(xiv) of the Income-tax Act, 1961, which reads as under: <i>(xiv) where a <u>sole proprietary concern</u> is <u>succeeded by a company</u> in the business carried on by it as a result of which the sole proprietary concern sells or otherwise transfers any capital asset or intangible asset to the company;</i> Provided that – <i>(a) all the assets and liabilities of the sole proprietary concern relating to the business immediately before the succession become the assets and liabilities of the company;</i> <i>(b) the shareholding of the sole proprietor in the company is not less than fifty per cent of the total voting power in the company and his shareholding continues to remain as such for a period of five years from the date of the succession; and</i> <i>(c) the sole proprietor does not receive any consideration or benefit, directly or indirectly, in any form or manner, other than by way of allotment of shares in the company;</i> <table><tr><th>Sl. No.</th><th>Conditions</th><th>Status of compliance</th></tr><tr><td>1</td><td><u>Section 47(xiv) (a) of the Income Tax Act:</u> All the assets and liabilities of the sole proprietary concern</td><td>A joint reading of the following: a) ‘Agreement For Takeover of Firm between Proprietorship Firm Krishna Constructions and Krishna Constellation Private</td></tr></table>	Sl. No.	Conditions	Status of compliance	1	<u>Section 47(xiv) (a) of the Income Tax Act:</u> All the assets and liabilities of the sole proprietary concern	A joint reading of the following: a) ‘Agreement For Takeover of Firm between Proprietorship Firm Krishna Constructions and Krishna Constellation Private	2.1 Certificate issued by the chartered accountant is attached here for your reference. 2.2. Certificate issued by the chartered accountant is attached here for your reference. 2.3 Undertaking cum affidavit of Mr. Subhash Tyagi is attached here for your reference. 2.4 affidavit of Mr. Subhash Tyagi is attached here for your reference.	Complied
Sl. No.	Conditions	Status of compliance								
1	<u>Section 47(xiv) (a) of the Income Tax Act:</u> All the assets and liabilities of the sole proprietary concern	A joint reading of the following: a) ‘Agreement For Takeover of Firm between Proprietorship Firm Krishna Constructions and Krishna Constellation Private								

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			relating to the business immediately before the succession become the assets and liabilities of the company	Limited' has been executed and delivered on 11th December, 2020 (the "Takeover Agreement"); b) board resolution of Krishna Constellation Private Limited held on November 12, 2020; c) certificate by Nishant Agrawal, A.C.A. [Amit S Agrawal & Co., Chartered Accountants] dated October 08, 2021 bearing UDIN - 21437469AAAAER6872 indicates compliance.		
		2	<u>Section 47(xiv) (b) of the Income Tax Act:</u> The shareholding of the sole proprietor in the company is not less than 50% of the total voting power in the company and his shareholding continues to so remain as such for a period of five years from the date of the succession.	From a bare reading of the shareholding pattern set out in MoA and AoA, it appears that the Subhash Tyagi (proprietor) and Mamta Tyagi both hold 10000 nos. of equity shares of the KCPL (<i>indicating holding 50% shareholding</i>). However, NHAI is advised to obtain the following: a) <i>confirmation of statutory auditors of KCPL that Subhash Tyagi is holding 50% shareholding in KCPL;</i> b) <i>confirmation cum undertaking (in the form of an affidavit) of the Subhash Tyagi (the proprietor) to the effect that he shall continue to hold not less than 50% of total voting power for a period of 5 years from the date of the take-over.</i>		

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			3. <u>Section 47(xiv) (c) of the Income Tax Act:</u> The sole proprietor does not receive any consideration or benefit, directly or indirectly, in any form or manner, other than by way of allotment of shares in the company	From a bare reading of the Takeover Agreement (refer clauses 3.1.1 and 3.1.2), it appears that the only purchase price/ consideration for the takeover transaction comprises of fresh issue of equity shares by KCPL to Subhash Tyagi as consideration. <i>However, NHAI is advised to obtain a confirmation (in the form of an affidavit) from Subhash Tyagi to the effect that he has neither received nor is due to receive any consideration or benefit, directly or indirectly, in any form or manner, other than by way of allotment of shares in the company.</i>		
			The sole proprietor should be a part of the company's directorial board	As per Article 60 of AoA, it appears that Subhash Tyagi has been named as one of the 'First Director' of company. Thereby, complied.		
3.	Undertaking as per the clause 2.2.2.8 (ii)	Bidder has submitted an undertaking from the Statutory Auditor (UDIN generated) wherein it is mentioned that Audit for FY 2020-21 is under process. The same is dated 21.10.2021 whereas the Bid due date of the subject project is 23.11.2021. Bidder was required to submit the Undertaking certified by SA (UDIN generated) stating that the Annual accounts for the F.Y. 2020-21 are under process as on the Bid due date.			We received now the copy of Audited Balance Sheet for the FY 2020-21 on dated 09.12.2021 and the letter of Statutory Auditor in this regard is enclosed.	Complied

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14. Name of Bidder : KCC Buildcon Private Limited

Sl. No.	Appendix/ Annex No.	Project Code	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Appendix IA – Annex-IV –Details of Eligible Project (Clause 2.2.2.2(ii))	a to u	Clause 2.2.2.2(ii) of the RFP stipulates that:- <i>“Provided that at least one similar work of 20% of Estimated Project Cost Rs. 237.55 Crore (Rupees Two hundred thirty seven crore and fifty five lakh only) shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed and such completed value of work is equal to or more than 20% of the estimated project cost.”</i> The project to qualify as eligible projects have been provided in clause 2.2.2.6(i) and (ii). Bidder has provided few Certificates, however, the status of these project as on 31.03.2021 is not clear as required under clause 2.2.2.2(ii) of the RFP Please provide the location in the submitted bid from where the one similar project as mentioned in clause 2.2.2.2(ii) of the RFP can be found along with supporting documents duly signed by client out of the projects already claimed by Bidder in the submitted bid.	We would like to draw your kind attention towards the experience certificates / documents submitted in our Technical Bid file on page no. 102-104 & 105-109. We duly achieved Provisional Completion of both the project well before 31.03.2021. Both projects of National Highways are duly falls under qualifying criteria mentioned as per clause 2.2.2.2(ii) of the RFP. Details of which mentioned in below table & documentary evidence already submitted along with our technical bid and hereby reiterate for your kind reference and consideration.	Bidder along with its replies has submitted the Required Certificates which falls under qualifying criteria mentioned as per clause 2.2.2.2(ii) of the RFP. This fulfils the requirement of the clarification sought. Hence, the same may be considered.
2.	Annex-VIII	NA	Bidder to confirm the status of completion of the project mentioned at s.no. 1 of Annexure-VIII or confirm the date of extension of the completion of the project/reason of delay if any along with certificate certified by Independent Engineer/ Authority Engineer/Supervision	We would further like to draw your kind attention towards the concerned Executive Engineer's letter no. 3003 dated	Bidder along with its replies has submitted the Executive Engineer's letter no. 3003 dated 15.09.2021 in which

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		Consultant/Engineer In charge for above mentioned project provided in Annexure VIII. Further, the bidder may clarify the above accordingly as per clause 10.3 (iv) and the para mentioned below table of Annex-VIII of Appendix-IA i.e. <i>“In the event that the Bidder had failed to achieve the Completion of any project within a period of 90 (ninety) days from the Schedule Completion Date of the project, unless such failure had occurred due to Force Majeure or for reasons solely attributable to the Authority, the Bidder shall be deemed to be ineligible for bidding this project (under bidding), both as the sole party or as one of the parties of Joint Venture/ Consortium, if any, during the period from Scheduled Completion Date to issuance of Completion Certificate for that project. This restriction is applicable if the contract value of the delayed project was not less than Rs. 300 Crore.”</i> Bidder to clarify.	15.09.2021 submitted on page no. 291-292 in which we have been granted the Extension of Time upto 31.12.2021 due to Force Majeure and for reasons solely attributable to the Authority. We hereby enclosed the same again for your kind reference and consideration.	bidder have been granted the Extension of Time up to 31.12.2021 due to Force Majeure and for reasons solely attributable to the Authority. This fulfils the requirement of the clarification sought. Hence, the same may be considered.
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15. Name of Bidder : Larsen & Tourbo Ltd.

Sl. No.	Appendix/ Annex No.	Project Code	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Appendix- III (Power of Attorney)	NA	Bidder has submitted Appendix- III (Power of Attorney) executed on 07.09.2021 by Mr. S.V Desai (Whole Time Director) to Mr, Rishi K Bansal (Vice President). Bidder needs to submit extract of the charter documents and documents such as a board or shareholders' resolution/ power of attorney in favour of the person executing this Power of Attorney for the delegation of power hereunder on behalf of the Bidder.	Bidder has submitted appointment of Mr. SV Desai as whole time director and board resolution along with power of attorney in technical submission please refer page number 156 to 162. However, for your ready reference bidder is in closing here with the appointment of Mr. SV Desai as whole time director and board resolution with the replies please refer annexure 1	As the bidder has now submitted Appointment of Mr. S.V. Desai as Whole Time Director and Board Resolution along with Power of Attorney. The same may be accepted.
2.	Annexure- VI (Value of B)	NA	The bidder has submitted Annexure-VI (Value of B i.e. existing commitments and on-going works) upto 30 th June, 2021. i. As per RFP, the bidder is required to provide Annexure-VI i.e. the details of all the existing commitments & on-going works as on Bid Due Date (i.e. 23.11.2021) duly certified by its Authorised Signatory & Statutory Auditor. Bidder is required to submit details of all its existing commitments and ongoing works upto Bid Due Date i.e. 23.11.2021. ii. Further in respect of value of work done claimed in Annexure-VI (Value of B table) a certificate duly signed by the Client or its Engineer-in-charge not	1. We, being a listed company would be able to provide an Annex-VI i.e. the detail of all existing commitments and ongoing work certificate quarterly as of the bid submitted date and as the same is based on the audited results which is done every quarter and accordingly we have provided an Annex-VI i.e. the details of all the existing commitments and ongoing work certificates as on 30.09.2021 Please refer annex-II Also, for you perusal enclosing herewith the list of projects awarded from 01-10-2021 to 23-11-2021. Please refer Annexure-III	As the bidder has now provided Annexure- VI i.e. the details of all the existing commitments & ongoing works Certificate as on 30.06.2021 along with Technical Submission, and the same as on 30.09.2021, Also, the list of Projects awarded from 01-10-2021 to 23.11.2021 (Bid Due Date). The same may be accepted and further evaluation has been carried out accordingly.

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			below the rank of Executive Engineer or equivalent in respect of EPC Projects or Concessionaire / Authorised Signatory of SPV in respect of BOT Projects is required to be submitted for the projects claimed. Bidder to submit the same.	We being a listed company and having around 1000 projects, it is not possible to provide all the certificates showing requisite details however and closing here with the some of the available certificates please refer Annexure-VI.	
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16. Name of Bidder : M. S Khurana Engineering Limited—Madhav Infra Project Limited (JV)

Sl. No.	Appendix/ Annex No.	Project Code	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Appendix IA – Annex-IV –Details of Eligible Project (Clause 2.2.2.2(ii))	a to j (LM) a to d (OM)	Clause 2.2.2.2(ii) of the RFP stipulates that:- <i>“Provided that at least one similar work of 20% of Estimated Project Cost Rs. 237.55 Crore (Rupees Two hundred thirty seven crore and fifty five lakh only) shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed and such completed value of work is equal to or more than 20% of the estimated project cost.”</i> The project to qualify as eligible projects have been provided in clause 2.2.2.6(i) and (ii). Bidder has provided few Certificates, however, the status of these project as on 31.03.2021 is not clear as required under clause 2.2.2.2(ii) of the RFP Please provide the location in the submitted bid from where the one similar project as mentioned in clause 2.2.2.2(ii) of the RFP can be found along with supporting documents duly signed by client out of the projects already claimed by Bidder in the submitted bid.	We have submitted similar work details along with supporting documents vide page no 129 to 131 of our bid submission with respect to RFP clause 2.2.2.2(ii) of the RFP documents. This project is completed on 30-11-2020, which is before 31-03-2021. We hereby submit once again the Annex-IV in prescribed format along with client & Statutory auditor certificates vide page no. 1 to 3. This work is eligible with respect to RFP clause 2.2.2.2(ii), 2.2.2.6(ii) & 2.2.2.5 (iii) (b) (I).	Replies of the bidder may not be accepted as there is no documentary proof which establish that the bidder has also undertaken/ completed the share i.e 15% of other member also. Further, there was a contradiction in certification of the SA which was submitted in its original submission to the Authority. In one certification it was mentioned that the bidder has share of 70% in the JV which is also supported by client certificate, on the other side an another certificate was also submitted which certified that share of 85% in the JV which does not have any proof from client. Even in its replies the bidder has not made available the appropriate
2.	Appendix IA – Annex-IV	a	In project Code “a” Lead member of the JV i.e. M. S Khurana Engineering Limited has claimed 70% share in the JV in annexure -IV. Further	We have claimed with 70 % share in the JV in Annexure – IV for calculation of	

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	–Details of Eligible Project		Statutory Auditor and Client certificate attached with it also certifies that bidder have 70% share in the JV and Statutory Auditor also certified payment received by Bidder for the project i.e. 70% of the total receipt for the project. However, Bidder has submitted the same project at page no. 129. In which Bidder has claimed 85% share in the JV. Further Statutory Auditor attached with it also certifies that bidder have 85% share in the JV and payment received by Bidder for the project i.e. 85% of the total receipt for the project. Bidder needs to clarify through client and statutory Auditor about the above-mentioned Discrepancy.	Technical bid capacity with respect to clause 2.2.2.2 (i). We have also claimed / submitted same project with 85 % share with respect to clause no. 2.2.2.5 (iii) (b) (I) for the single similar work as per clause 2.2.2.2 (ii), which is as per under : “In case of projects executed by applicant under category 3 and 4 as a member of Joint Venture, the project cost should be restricted to the share of the applicant in the joint venture for determining eligibility as per provision under clause 2.2.2.2 (ii). In case Statutory Auditor certifies that, the work of other member(s) is also executed by the applicant, then the total share executed by applicant can be considered for determining eligibility as per provision under clause 2.2.2.2 (ii)”. Hence the 85 % share in JV is justified in concurrence to the above clauses of the tender conditions.	certificate which can establish that its share in the JV is 85% instead of 70%. So, in view of the above share of the applicant is considered as 70% as it has been certified by SA and also there is client certificate which clearly mentioned the share of the member in JV. Accordingly, the evaluation has been carried out and we find that the bidder does not meet the criteria of Single completed project as per the clause 2.2.2.2(ii) of RFP. Hence not eligible for further stage of bidding.
3.	Appendix IA – Annex-IV –Details of Eligible Project	“b”	The Bidder i.e. Other Member has claimed project “b” i.e. “<i>Widening and Reconstruction of Madhya Pradesh District Connectivity Sector Project - Package - J: Prithvipur - Niwari (MDR-34-04), Ajaygarh – Toriya - Bariyapur (MDR-33-O5) and Palera — Baldeogarh (MDR-35-25) Roads.</i>” in category “3”	Other member MIPL has claimed project “b” which is a M.D.R. and is covered under category 3 with respect to clause 2.2.2.5 (iii) (b) (IV) (ii). As per Clause 2.2.2.5 (iii) (b) (IV) (ii) case of M.D.R. funded by ADB, M.D.R.	Reply submitted by the bidder is justified as the bidder has now provided the requisite details. This fulfils the requirement of the clarification sought.

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			Bidder to clarify how the said project is covered under category 3 w.r.t Clause 2.2.2.5 of RFP by way of furnishing some substantial documentation/ proof.	also falls in category-3. The same may be acknowledged. Client certificate is also submitted showing items & quantities of Road works executed in that project vide page no. 116 to 119 in our bid submission. The same are being resubmitted vide page no. 4 to 9.	Hence, the same may be considered.
4.	Annexure-III (Financial Capacity of the Bidder)	NA	The Bidder i.e. Other member has submitted certificate for Net Worth from Bipin & Co., Chartered Accountants. However Statutory Auditor of the financial Year 2020-21 is Chandrakant & Sevantilal & J.K. Shah & Co. Bidder to clarify.	Sir other member has submitted Certificates of for Net Worth from Bipin & Co., Chartered Accountants, which are newly appointed from 25-09-2021 as per norms of the company. Attached herewith letter of appointment as statutory auditor of the company for your reference vide page no. 10 Kindly note that Chandrakant & Sevantilal & J.K. Shah & Co were the previous Statutory Auditor of the company for the financial years 2015-16 to 2020-21	Bidder has now submitted the letter of appointment dated 28.09.2021 of Bipin & Co., Chartered Accountants. as statutory auditor of the company. Hence, the same may be considered.
5.	Annexure-IV (Details of Eligible Project)	a to d	The Bidder i.e. Other Member has submitted Certificates for the eligible projects from Bipin & Co., Chartered Accountants. However Statutory Auditor of the financial Year 2020-21 is Chandrakant & Sevantilal & J.K. Shah & Co. Bidder to clarify.	Sir Other Member has submitted Certificates for the eligible projects from Bipin & Co., Chartered Accountants, which are newly appointed from 25-09-2021 onwards as per norms of the company.	Bidder has now submitted the letter of appointment dated 28.09.2021 of Bipin & Co., Chartered Accountants. as statutory auditor of the company. Hence, the same may be considered.

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				We attach herewith letter of appointment as statutory auditor of the company for your reference vide page no. 10 Kindly note that Chandrakant & Sevantilal & J.K. Shah & Co were the previous Statutory Auditor of the company for the financial years 2015-16 to 2020-21	
6.	Annexure-VI (Bid capacity)	NA	The Bidder has submitted Value of "A" & "B" duly certified by Bipin & Co., Chartered Accountants. However Statutory Auditor of the financial Year 2020-21 is Chandrakant & Sevantilal & J.K. Shah & Co. Bidder to clarify.	Sir Other member has submitted Value of "A" & "B" duly certified by Bipin & Co., Chartered Accountants, which are newly appointed from 25-09-2021 onwards as per norms of the company. We attach herewith letter of appointment as statutory auditor of the company for your reference vide page no. 10. Kindly note that Chandrakant & Sevantilal & J.K. Shah & Co were the previous Statutory Auditor of the company for the financial years 2015-16 to 2020-21	Bidder has now submitted the letter of appointment dated 28.09.2021 of Bipin & Co., Chartered Accountants. as statutory auditor of the company. Hence, the same may be considered.
7.	BIMS	NA	Details for submission of bid on BIMS portal is not found submitted. Bidder to clarify.	Details for submission of bid on BIMS portal is already submitted along with covering letter, we are resubmitting for your ready reference vide page no 11 & 12.	Bidder has now submitted BIMS Acknowledgment. This fulfils the requirement of clarification sought. Hence, the same may be considered.

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8.	Responsiveness Clause 2.11.1(g)	NA	The document fee has been verified by the NHAI accounts division, but the amount of the fees was not traceable. A query in this regard was asked by the Technical division. The Bidder has provided the details, however, the amount of document fee still cannot be traced. Bidder to provide proper details including the name of the Bank from which the payment has been made to verify the same. Submission of copy of online receipt towards the payment of cost of Bid document in Authority's designated bank account is the requirement of clause 2.11.1 (g) of the RFP, failing which the Bidder will be considered as non-responsive.	The details of the fees has been paid vide RTGS vide UTR no. UBINJ21294193561 on 21.10.2021. The same has been informed to you vide letter no MSK-MIPL JV/NH/BEL-SANKE/PKG I/11620/1 dtd 10-12-2021. We hereby resubmitting the details vide bank letter and statement showing amount credited to NHAI account vide page no. 13 to 15. Name of Bank : Union Bank of India, Industrial Financial Branch, C.U. Shah Chamber, Nr. Gujarat Vidhyapith, Ashram Road, Ahmedabad – 380013 Tel no : 079 – 27541984 / 27540480	Bidder has provided the transaction receipt with the details of Bank from which the transaction has been carried out. Authority may confirm the same from the concern division.
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Annexure-I

17. Name of Bidder : SRC Infra Developers Private Limited

Sl. No.	Appendix/ Annex No.	Project Code	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Appendix IA – Annex-IV –Details of Eligible Project (Clause 2.2.2.2(ii))	A to K	Clause 2.2.2.2(ii) of the RFP stipulates that:- <i>“Provided that at least one similar work of 20% of Estimated Project Cost Rs. 237.55 Crore (Rupees Two hundred thirty seven crore and fifty five lakh only) shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed and such completed value of work is equal to or more than 20% of the estimated project cost.”</i> The project to qualify as eligible projects have been provided in clause 2.2.2.6(i) and (ii). Bidder has provided few Certificates, however, the status of these project as on 31.03.2021 is not clear as required under clause 2.2.2.2(ii) of the RFP Please provide the location in the submitted bid from where the one similar project as mentioned in clause 2.2.2.2(ii) of the RFP can be found along with supporting documents duly signed by client out of the projects already claimed by Bidder in the submitted bid.	Please refer copy of certificate already submitted at page no. 294 of Tender documents -1 and certificate dated 04.02.2021 enclosed as Annexure-1 for your ready reference.	Bidder along with its replies has submitted a client certificate dated 04.02.2021 wherein it has been mentioned that value of the work completed is 90.51% as on the date of issuance of the certificate i.e. 04.02.2021. This fulfils the requirement of the Clause 2.2.2.2(ii) of the RFP as the project is completed more than 90% of the value of Work and such completed value of work is equal to or more than 20% of the estimated project cost. Hence, the same may be considered.
2.	Appendix-III (Power of Attorney)	NA	D Venkatesulu (Director) executed Power of Attorney in favour of M Raja Gopal (Managing Director). However, Board Resolution/ GPA/ Extract of Charter document authorizing the executor i.e. D Venkatesulu (Director) to execute POA is not found in the submitted Bid.	Board resolution dated 31.05.2021 authorizing the executor of the POA is enclosed herewith for your kind perusal as Annexure-2. Kindly Consider the same and oblige.	Bidder has now submitted Board resolution dated 31.05.2021 authorizing the executor of the POA. This fulfils the requirement of

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			Bidder to clarify		clarification sought. Hence, the same may be considered.
3.	Responsiveness Clause 2.11.1(g)	NA	The document fee has been verified by the NHAI accounts division, but the amount of the fees was not traceable. A query in this regard was asked by the Technical division. The Bidder has provided the details, however, the amount of document fee still cannot be traced. Bidder to provide proper details including the name of the Bank from which the payment has been made to verify the same. Submission of copy of online receipt towards the payment of cost of Bid document in Authority's designated bank account is the requirement of clause 2.11.1 (g) of the RFP, failing which the Bidder will be considered as non-responsive.	Proof of payment is enclosed herewith as annex-3 for your ready reference. Kindly Consider the same and oblige.	Bidder has provided the details of Bank from which the transaction has been carried out. Authority may confirm the same from the concern division.

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18. Name of Bidder : PNC Infratech Ltd

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-VI (Information required to evaluate the Bid Capacity)	The date of SA certificate w.r.t. Value of "B" of Annexure-VI has been mentioned as 24.09.2021. Please clarify, that the Value of Bid Capacity is same as on Bid Due Date by furnishing a revised certificate from its Statutory Auditor as on the Bid Due Date i.e. 23.11.2021	After 24.09.2021, we neither have received any new appointed date nor have received any new letter of award, for any new project. We are enclosing herewith the undertaking in this regards for your kind consideration please.	Bidder in its replies has confirmed that Bidder have neither have received any new appointed date nor have received any new letter of award, for any new project. This fulfils the requirement of the clarification sought. Hence, the same may be considered.

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19. Name of Bidder : Reliance Infrastructure Limited

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-IV (Details of Eligible project)	As per clause 2.2.2.2 (ii) at least one similar work of 20% of Estimated Project Cost Rs. 237.55 Crore (Rupees Two hundred thirty seven crore and fifty five lakh only) shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed and such completed value of work is equal to or more than 20% of the estimated project cost. The project to qualify as eligible projects have been provided in clause 2.2.2.6(i) and (ii). Bidder has provided few Certificates, however, the status of these project as on 31.03.2021 is not clear as required under clause 2.2.2.2(ii) of the RFP Please provide the location in the submitted bid from where the one similar project as mentioned in clause 2.2.2.2(ii) of the RFP can be found. In case the project is not completed then the status of the completion of the project as provided in clause 2.2.2.2 (ii) ,to be provided by the Bidder.	In this regard we clarify as below, <u>Name of qualifying project in line with clause 2.2.2.2 (ii) of the RFP:</u> Six Lanning of Pune Satara Section of NH-4 from Km 725.00 to 865.35 km (length 140.35km) in the state of Maharashtra on EPC basis (Category – 03) awarded by M/s CLE Private Limited (Formerly known as Crest Logistics and Engineers Private Limited). <u>Status of Completion as on 31.03.2021:</u> 93.34% of the project Cost. <u>Reference:</u> Certificate from M/s CLE Private Limited (Formerly known as Crest Logistics and Engineers Private Limited) dated 01 March 2021 indicating status of completion as on Mar – 21 is attached at page no 152 of 1892 in our bid submittal. The relevant pages from our submittal are once again attached and marked as <u>Attachment No - 01.</u>	As the bidder has clarified, evaluation has been carried out accordingly.
2.	Annex-IV (Details of	E The Bidder has claimed project “e” as eligible project.	We have claimed work of “Six Laning of Pune Satara Section of NH-4 from km 725.00 to 865.35 km (Length	As the bidder has clarified, evaluation has

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	Eligible project)	Project cost for the said project in Annexure-IV as well as in Statutory Auditor's certificate is mentioned as Rs. 1774 crore However, in Client Certificate on page 152, it is mentioned Rs. 2022.56 crore. Bidder to clarify.	140.35 km) in the state of Maharashtra on EPC basis" as an eligible project under "e" in our submittal. The original Project Cost as per Contract Agreement between M/s Reliance Infrastructure Limited and its client M/s CLE Private limited (Formerly known as Crest Logistics and Engineers Private Limited) dated 01 April 2011 was INR 1774.00 Crores. However, subsequently the Project Cost was amended to INR 2022.56 Crores vide Contract amendment dated 02 July 2020. The copy of said amendment in Project Cost was attached at page no 174 to 178 in our bid submittal and is once again attached and marked as <u>Attachment No - 02.</u> It is to note that the Statutory Auditor while certifying the value of current commitments under Annexure - VI (Calculation of value of "B"- Page no 163) has considered the amended Contract Value of INR 2022.56 Crores. The client has also considered the amended Contract Value while certifying the percentage completion of the Project.	been carried out accordingly.
3.	Annex-VI (Information required to evaluate the Bid Capacity)	Bidder has submitted Annex- VI (Information required to evaluate the Bid Capacity) wherein the date of certificate has been mentioned as 27.09.2021. Bidder was required to furnish the Value of Bid Capacity as on Bid Due Date as 23.11.2021. Bidder to clarify, whether the Value of Bid Capacity is same as on Bid Due Date by furnishing a revised certificate from its Statutory Auditor as on the Bid Due Date.	It is clarified that the Values of Current commitment as on 27.09.2021 and the values as on bid due date i.e. 23.11.2021 remains the same. As advised, a fresh certificate from Statutory Auditor and Self-undertaking from bidder confirming the value of Bid capacity as on bid due date of 23.11.2021 is attached herewith and marked as <u>Attachment No - 03.</u>	As the bidder has provided self-undertaking signed by authorised signatory that the value of bid capacity remains the same, the same may be considered.

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4.	Annexure VIII of Appendix IA	As per Annex-VIII the above said project is delayed due to handing over the project land to Reliance Infrastructure Limited. The bidder has provided the client certificate w.r.t. reason for delay, which is signed by Authorised Signature of the client. However, as per the Annexure VIII of Appendix IA, the reasons for delay should be certified by Independent Engineer/ Authority Engineer/Supervision Consultant/Engineer In charge project provided in Annexure VIII. Further, the bidder may clarify the above accordingly as per clause 10.3 (iv) and the para mentioned below table of Annex-VIII of Appendix-IA i.e. <i>"In the event that the Bidder had failed to achieve the Completion of any project within a period of 90 (ninety) days from the Schedule Completion Date of the project, unless such failure had occurred due to Force Majeure or for reasons solely attributable to the Authority, the Bidder shall be deemed to be ineligible for bidding this project (under bidding), both as the sole party or as one of the parties of Joint Venture/ Consortium, if any, during the period from Scheduled Completion Date to issuance of Completion Certificate for that project. This restriction is applicable if the contract value of the delayed project was not less than Rs. 300 Crore."</i> Bidder to clarify.	We wish to clarify in this regard as below, We have listed the work of Six Laning of Pune - Satara Section of NH-4 from Km. 725.00 to 865.35 Km (length - 140.35Km) in the state of Maharashtra on EPC basis as an eligible project in our bid submittals. The aforesaid project was awarded to us by M/s CLE Private Limited (Formerly known as Crest Logistics and Engineers Private Limited). Accordingly, we have attached (Refer page no. 303 of our bid submittal) the certificate signed by Authorised Signatory of our Client i.e. M/s CLE Private Limited indicating the reason for delay in completion of the above mentioned project. (Copy attached once again for ready reference and mark as Attachment no-04) We hereby submit that our role in the said project was of Contractor to our client i.e. M/s CLE Private Limited and that the provision of furnishing the certificate from Independent Engineer / Authority Engineer / Supervision Consultant / Engineer In Charge is applicable to Concessioner of the Project and not to its sub-contractor. We clarify that, we have already submitted the required certificate from our client i.e. M/s CLE Private Limited and the certificate with reasons for delay in completion from Independent Engineer / Authority Engineer / Supervision Consultant / Engineer In Charge is "Not applicable" to us.	Reply submitted by the bidder fulfils the requirement of clarification sought, therefore the same may be considered.
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20. Name of Bidder : Varindra – Varaha (JV)

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Responsiveness Clause 2.11.1(g)	The document fee has been verified by the NHAI accounts division, but the amount of the fees was not traceable. A query in this regard was asked by the Technical division. The Bidder has provided the details, however, the amount of document fee still cannot be traced. Bidder to provide proper details including the name of the Bank from which the payment has been made to verify the same. Submission of copy of online receipt towards the payment of cost of Bid document in Authority's designated bank account is the requirement of clause 2.11.1 (g) of the RFP, failing which the Bidder will be considered as non-responsive.	We had paid the tender fee of Rs. 1,20,000/- on 22.11.2021 through NEFT vide UTR no. N326211722161528 for participation in the subject tender. The transaction was proceeded through HDFC Bank Limited. We are hereby enclosing bank statement and UTR reference number for your reference. Kindly check and acknowledge the same.	Bidder has provided the transaction receipt with the details of Bank from which the transaction has been carried out. Authority may confirm the same from the concern division.

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21. Name of Bidder : Shri S.M. Autade Pvt. Ltd

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annex-I (Details of Applicant)	Bidder has not updated the Annex-I as per the corrigendum i.e. Point no. 07 is not as per the format. Therefore, bidder is required to submit the Annex-I (details of the Bidder) as per the format provided in RFP and Corrigendum issued for the project in this regard.	Herewith this letter we are submitting corrected Annexure-I (Details of bidder), Declaration and undertaking with respect to para 2.1.14 of RFP.	As the bidder has now submitted corrected Annexure-I (Details of bidder), Declaration and undertaking with respect to para 2.1.14 of RFP. The same may be accepted.

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22. Name of Bidder : ROADWAY SOLUTIONS INDIA INFRA LIMITED

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annexure- I (Details of Bidder)	Bidder has not updated the Annex-I as per the corrigendum i.e. Point no. 07 is not as per the format. Therefore, bidder is required to submit the Annex-I (details of the Bidder) as per the format provided in RFP and Corrigendum issued for the project in this regard.	The submitted Annexure-I was prepared as per RFP dated 16.08.202. However. The corrected Annexure-I (details of Bidder) hereby attached as Attachment- 1	As the bidder has now submitted the revised Annexure- I. The same may be accepted inline with the earlier submitted Annexure- I.
2.	Appendix IA – Annex- IV –Details of Eligible Project (Clause 2.2.2.2(ii))	Clause 2.2.2.2(ii) of the RFP stipulates that:- <i>“Provided that at least one similar work of 20% of Estimated Project Cost Rs. 237.55 Crore (Rupees Two hundred thirty seven crore and fifty five lakh only) shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed and such completed value of work is equal to or more than 20% of the estimated project cost.”</i> The project to qualify as eligible projects have been provided in clause 2.2.2.6(i) and (ii). Bidder has provided few Certificates, however, the status of these project as on 31.03.2021 is not clear as required under clause 2.2.2.2(ii) of the RFP Please provide the location in the submitted bid from where the one similar project as mentioned in clause 2.2.2.2(ii) of the RFP can be found along with supporting documents duly signed by client out of the projects already claimed by Bidder in the submitted bid.	The bidder has attached page No. 380 to 391 of Technical hid document the similar work as to meeting the 20% of the estimated cost of Rs. 223.39 Cr. as follows (Attachment- 4) 1) Bidder has completed the project "b" with Rs. 242.13 Cr. and the same certified by client and Statutory Auditor. 2) Bidder has completed the project with Rs. 1312.10 Cr. and the same certified by client and Statutory Auditor. 3) Bidder has completed the project "h" with Rs. 270.60 Cr. out of Rs. 300.19 Cr. which is more than 90% of Project cost and the same certified by SPV. IE and the Statutory Auditor. Hence. the bidder has met the qualification criteria of the RFP document.	As the bidder has now clarified that the details of the projects claimed for the eligibility under Clause 2.2.2.2 (ii) of RFP. The same may be accepted and further evaluation has been carried out accordingly.

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3.	Annexure-IV (Details of eligible project)	The Bidder has claimed project “b” as eligible project. Project cost in the submitted Client Certificate dated 03.07.2019 for the above claimed project is mentioned as Rs. 161.16 cr and revised contract value is Rs. 249.97 cr. However, Project cost for the said project in Annexure-IV as well as in Statutory Auditor’s certificate dated 25.09.2021 is mentioned as Rs. 161.16 cr. only. Bidder to clarify.	The project cost as per the original contract is 161.16 Cr. Further, the cost has been revised as per Change of Scope to Rs. 249.97 Cr. and the same certified by Statutory Auditor of the Bidder. Copy of the certificate from the client and Statutory Auditor with completed project cost of Rs. 242.13 Cr. hereby attached once again as Attachment -3.	As the bidder has now clarified that the project cost as per the original contract is 161.16 Cr. the cost has been revised as per Change of Scope to Rs. 249.97 Cr. The same may be accepted and further evaluation has been carried out accordingly.
4.	Annexure-VI (Value of B)	Bidder has submitted Annexure- VI (Value of B) wherein para above the table of Value of B bidder has mentioned “<i>A table containing value of all the existing commitments and on-going works to be completed during the next 2 years is as follows “</i> instead of “<i>A table containing value of all the existing commitments and on-going works to be completed during the next 2.5 years is as follows”</i>.” Bidder to clarify.	Bidder has obtained certificate for the bidding, of another project and the same was attached for this bid purpose. Also. All the ongoing commitment is under 2 years and the bid capacity more than the requirement for the bid. Hence. We undertake that the value remains same for 2.5 years.	As the bidder has now undertaken that the value of ongoing commitment remains same for 2.5 years. The same may be accepted and further evaluation has been carried out accordingly.
5.	Appendix-VI (Integrity Pact)	Bidder has submitted Appendix- VI (Integrity Pact) wherein Article- 8 bidder has mentioned that <i>“The Principal appoints Smt. Gauri Kumar, IAS (Retd.) and Sh. Ashish Bhauguna, IAS (Retd.) as competent and credible Independent External Monitor for this Pact after approval from Central Vigilance Commission. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”</i> Instead of <i>“The Principal has appointed Smt. Gauri Kumar, IAS (Retd.), Sh. Ashish Bhauguna, IAS (Retd.) and Sh. Animesh Chauhan (Ex-</i>	The submitted Appendix-VI was prepared as per RFP dated 16.08.202. However. The corrected Appendix- VI (Integrity Pact) hereby attached as Attachment-4	As the bidder has now submitted the revised Annexure- VI. The same may be accepted inline with the earlier submitted Annexure- VI.

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		<i>MD & CEO, Oriental Bank of Commerce) as Independent External Monitor (IEM) for this pact. The task of the Monitor is to review independently and objectively, whether and to what extent the parties comply with the obligations under this agreement.”</i> <i>Bidder to clarify.</i>		
6.	Undertaking as per the clause 2.2.2.8 (ii)	As per the clause 2.2.2.8 (ii) If the Annual Accounts for the latest financial year (i.e. 2020-21) are not audited and the applicant could not make it available as on the Bid Due date, the Applicant shall give an undertaking to the same effect and the SA shall certify the same. However, Undertaking submitted by the Bidder is dated 14.06.2021 instead of Bid due date. Bidder to clarify exact status of the Audit of Annual Accounts for the latest financial year (i.e. 2020-21) as on the Bid Due Date i.e. 23.11.2021 and Statutory Auditor shall also certify the same.	The Audit for the FY 2020-21 is under progress till the Bid due date and the Gov. of India given time to submit the Audit Report till 31.12.2021. The Certificate by the Statuary Auditor stating the same is attached as Attachment 5	As the bidder has now submitted the revised Undertaking reg. Unaudited Financials for the FY 2020-21 from its Statutory Auditor i.e. Khanvalkar Karwe & Associates, Chartered Accountants on Bid Due Date. The same is accepted.

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23. Name of Bidder : NSPR Constructions India Pvt. Ltd. - BVSR Constructions Pvt. Ltd. (JV)

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Appendix-VI (Integrity Pact)	Integrity Pact has been countersigned by the Mr. M. Gopal Reddy instead of Mr. P. Ravi Sankar Reddy i.e. Authorised Signatory. Please Clarify.	Mr M. Gopal Reddy is Authorised Signatory for BVSR Constructions Pvt. Ltd., and Board resolution is issued In favour of him. Mr. M. Gopal Reddy has issued power of Attorney in favour of Mr. P. Ravi Sankar Reddy i.e. Authorised Signatory for this Bid. Hence, it is requested to consider counter signature of Mr. M. Gopal Reddy.	As Mr. M. Gopal Reddy POA Executor got the power to sign the document from the Board Resolution. The same may be considered.
2.	Annex- VI (Information required to evaluate the Bid Capacity)	In case of BVSR Constructions Pvt. Ltd. (Other Member) Bidder has submitted the "Value of existing commitments and on-going works to be completed during the next ___ years" instead of "value of all the existing commitments and on-going works to be completed during the next 2.5 years". Further, The date of certificate w.r.t. Annexure-VI i.e. To calculate the value of 'B' has been mentioned as 20.10.2021. However, the Bid due date is 23.11.2021. From the available documents it is not clear, that the Value of Bid Capacity is same as on Bid Due Date. Therefore, Bidder was required to furnish a certificate from its Statutory Auditor as on the Bid Due Date i.e. 23.11.2021.	We herewith Furnish the certificate from our statutory Auditor as on Bid Due date duly incorporating the observations,	As the Bidder has submitted revised Value of "B", the same may be consider in line with the earlier submitted Value of "B"
3.	Annexure-VIII of	In case of BVSR Constructions Pvt. Ltd. (Other Member)	It is mentioned as "NA" instead of	As the Bidder has now submitted revised

Annexure-I

	Appendix – IA (Details of ongoing works)	Bidder has mentioned “NA” instead of mentioning Nil, No or providing the requisite details. Please Clarify.	mentioning as "NIL". Please Consider it as "NIL"	Annexure-VIII stating “Not Applicable”, the same may considered in line with the earlier submitted Annexure-VIII.
4.	Appendix-IV (POA for Lead Member of Joint Venture)	POA for Lead Member of Joint Venture has been signed by the Mr. M. Gopal Reddy instead of Mr. P. Ravi Sankar Reddy i.e. Authorised Signatory. Please Clarify.	Mr M. Gopal Reddy is Authorised Signatory for BVSR Constructions Pvt. Ltd., and Board resolution is issued In favour of him. Mr. M. Gopal Reddy has issued power of Attorney in favour of Mr. P. Ravi Sankar Reddy i.e. Authorised Signatory for this Bid. Hence, it is requested to consider counter signature of Mr. M. Gopal Reddy.	As Mr. M. Gopal Reddy POA Executor got the power to sign the document from the Board Resolution. The same may be considered.
5.	Appendix-V (JBA)	Joint Bidding Agreement has been signed by the Mr. M. Gopal Reddy instead of Mr. P. Ravi Sankar Reddy i.e. Authorised Signatory. Please Clarify.	Mr M. Gopal Reddy is Authorised Signatory for BVSR Constructions Pvt. Ltd and Board resolution is issued in favour of him. Mr. M. Gopal Reddy has issued power of Attorney in favour of Mr. P. Ravi Sankar Reddy i.e. Authorised Signatory for this Bid. Hence, it is requested to consider signature of Mr. M. Gopal Reddy.	As Mr. M. Gopal Reddy POA Executor got the power to sign the document from the Board Resolution. The same may be considered.
6.	Undertaking as per the clause 2.2.2.8 (ii)	1. In case of Lead Member i.e. NSPR Constructions India Pvt. Ltd. Bidder has submitted an undertaking from the Statutory Auditor (UDIN generated) wherein it is mentioned that Audit for FY 2020-21 is under process.	We are submitting an undertaking from the Statutory auditor, our audit for FY 2020-21 is under process and we were clearly mentioned due date of filling is	As the Bidder has submitted certificate from Statutory Auditor stating <i>that books of accounts for the year</i>

Annexure-I

		The same is dated 06.10.2021 whereas the Bid due date of the subject project is 23.11.2021. Bidder was required to submit the Undertaking certified by SA (UDIN generated) stating that the Annual accounts for the F.Y. 2020-21 are under process as on the Bid due date. 2. In case of Other Member i.e. BVSr Constructions India Pvt. Ltd. Bidder has submitted an undertaking from the Statutory Auditor (UDIN generated) wherein it is mentioned that Audit for FY 2020-21 is under process. The same is dated 02.09.2021 whereas the Bid due date of the subject project is 23.11.2021. Bidder was required to submit the Undertaking certified by SA (UDIN generated) stating that the Annual accounts for the F.Y. 2020-21 are under process as on the Bid due date. Please clarify.	15/01/2022, as on bid due date we has not audited annual reports of the FY 2020-21. So, we were submitted the same. Any how now we are submitting new undertaking certified by Statutory Auditor. We herewith submit the Undertaking certified by SA (UDIN generated) stating that the Annual accounts for the F.Y. 2020-21 are under process as on the Bid due date.	<i>ended 31/03/2021 was not audited upto bid due date, the same may considered.</i> As the Bidder has submitted Undertaking duly certified from Statutory Auditor, the same may be considered.
7.	Annexure-IV (Details of Eligible Projects)	The Bidder i.e. Lead Member has claimed project “1c” i.e. “<i>Rehabilitation and Upgradation of Khairaharh Donganagarh, Tumadibod (MDR) Donganagarh (Package - 12), Chhattisgarh</i>”, in category “3” Bidder to clarify how the said project is claimed under category “3” w.r.t. Clause 2.2.2.5 of RFP by giving some suitable proof from its Client.	As per Clause 2.2.2.5 (IV) (ii) of RFP “Widening/re-construction/ Upgradation works on MDRs with load assistants from Multilateral agencies or on BOT basis” We were executed this project under ADB funds, so we claimed under category 3 and we are submitting proof of Client certificate.	As the Bidder has submitted client certificate, the same may be considered.
8.	APPENDIX-V	The bidder has mentioned Para No. 8 of Joint Bidding Excel as 8. Termination	By mistakenly we wrote that sentences, now we are submitting corrected para after remove the extra line for your reference.	As the bidder has now submitted the corrected para after removing the extra line. This fulfill the

Annexure-I

		<i>"This Agreement shall be effective from the date hereof and shall continue in full force and effect until Project completion (the "Defects Liability Period") is achieved under and in accordance with the EPC Contract, in case the Project is awarded to the Joint Venture. However, in case the Joint Venture is either not pre-qualified for the Project or does not get selected for award of the Project, the Agreement will stand terminated in case the Applicant is not pre-qualified or upon return of the Bid Security by the Authority to the Bidder, as the case may be."</i> Instead of <i>"This Agreement shall be effective from the date hereof and shall continue in full force and effect until Project completion (the "Defects Liability Period") is achieved under and in accordance with the EPC Contract, in case the Project is awarded to the Joint Venture. However, in case the Joint Venture is either not pre-qualified for the Project or does not get selected for award of the Project, the Agreement will stand terminated in case the Applicant is not pre-qualified."</i> The bidder has to remove extra line from the para		requirement of the clarification sought. Hence the same may be considered.
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Annexure-I

24. Name of Bidder : Dineshchandra R. Agrawal Infracon Pvt. Ltd.

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annexure- VIII (Details of ongoing works (Ref Clause 10.3 (iv) of Draft EPC Agreement))	Bidder has submitted Annexure- VIII (Annexure- VIII (Details of ongoing works (Ref Clause 10.3 (iv) of Draft EPC Agreement) wherein project at s. no. 6 i.e. “Karaikudi- Ramanathapuram design chainage from km. 94.000 to km. 174.000) on EPC Mode”. Bidder has attached EOT certificate upto 18.10.2021. However, Bid Due Date of the project is 23.11.2021. Bidder to clarify.	For Annexure – VIII, EOT is approved till 05.11.2021 vide Letter No. NHAI/PIU/Karaikudi/11024/01/20 21/1408 dt. 31.08.2021. Further application for EOT upto 31 st December 2021 is requested vide our letter No. M/s DRA-SP-VM (JV)/2021/1069 dt. 07.12.2021. Also, EOT recommended upto 29.12.2021 by The Team Leader, Aarvee Associates, Architects Engineers & Consultants Pvt. Ltd. vide letter no. AA/KR/NHAI/21-22/1801/1276 dt. 22.09.2021 is attached herewith for your kind referral, which may please find in order.	As the Bidder has submitted the required documents which fulfils the requirement of the clarification sought. Hence, the same may be considered.

Annexure-I

25. Name of Bidder : Patel Infrastructure Limited

Sl. No.	Appendix/ Annex No.	Description of clarification sought	Replies from the Bidder	Our Remarks
1.	Annexure- I (Details of Bidder)	Bidder has submitted Annexure-I (Details of Bidder) wherein para no. (xiii), (xvii), (xviii) & (xix) in table 7 (b) are not complete. Bidder to clarify.	Kindly consider this as a typo error, We are hereby submitting a fresh Annexure-I (Details of Bidder) by incorporating the missing information, duly signed by the authorised signatory.	Bidder has now submitted the revised Annex-I duly correcting the said discrepancy. This fulfils the requirement of clarification sought. Hence, the same may be considered.